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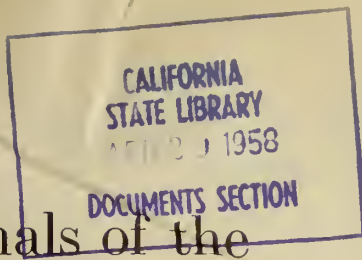
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Journals of the Senate and Assembly

DURING THE

Fiftieth (Extraordinary) Session

OF THE

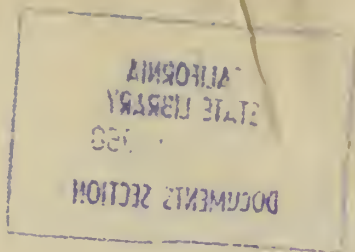
Legislature of the State of California

1934

Began on Wednesday, September twelfth, and ended on
Saturday, September fifteenth, nineteen hundred thirty-four



CALIFORNIA STATE PRINTING OFFICE
HARRY HAMMOND, STATE PRINTER
SACRAMENTO, 1934



CALIFORNIA LEGISLATURE—SENATE

FIFTIETH (EXTRAORDINARY) SESSION

IN SENATE

SENATE CHAMBER,
SACRAMENTO, Wednesday, September 12, 1934.

The Senate met at twelve o'clock m., pursuant to the provisions of the proclamation of His Excellency Frank F. Merriam, Governor of the State of California, dated September 5, 1934, convening the Legislature of the State of California on this day in extraordinary session.

Senator Arthur H. Breed, President pro tempore of the Senate of the fiftieth session, in the chair pursuant to the provisions of section 238 of the Political Code.

Pursuant to the provisions of section 237 of the Political Code, Joseph A. Beck, Secretary of the Senate; F. E. Dalin, Minute Clerk, and Joseph F. Nolan, Sergeant-at-Arms, were present, and occupied their respective positions.

Senator Arthur H. Breed, President pro tempore, called the Senate to order.

The roll was called, and the following Senators answered to their names:

Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—38.

Quorum present.

PRAYER.

By invitation of the President pro tempore, prayer was offered by the Rev. William F. Ehmann, Chaplain of the Senate, of the fiftieth session.

PRIVILEGE OF THE FLOOR.

On request of Senator Jones, the privilege of the floor was unanimously extended to J. M. Inman, former Senator for the nineteenth district.

LEAVE OF ABSENCE.

Senator Allen was, on motion of Senator Rieh, granted leave of absence for the remainder of the session.

PROCLAMATION OF THE GOVERNOR.

The President pro tempore directed the Secretary to read the proclamation of the Governor convening the Legislature in extraordinary session.

Whereupon the Secretary read the following proclamation:

PROCLAMATION.

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

WHEREAS, An extraordinary occasion has arisen and now exists, requiring that the Legislature of the State of California be convened; now, therefore,

I, Frank F. Merriam, Governor of the State of California, by virtue of the power and authority in me vested by Section 9 of Article V of the Constitution of the State of California, do hereby convene the Legislature of the State of California to

meet and assemble in extraordinary session, at Sacramento, California, on Wednesday, the twelfth day of September, one thousand nine hundred and thirty-four at twelve o'clock m. of said day, for the following purposes and to legislate upon the following subjects, to wit:

1. (a) To consider and act upon an amendment to the Constitution of the State, for proposal to the people at the general election to be held in November, 1934, providing for relief for unemployment and destitution in this State by means of grants and the issuance of bonds of the State in the aggregate principal sum of twenty-four million dollars to provide funds therefor and providing for the administration of such relief; and (b) to consider and act upon legislation concerning the qualifications and requirements of persons applying for relief.

2. To consider and act upon a joint resolution memorializing the President and Congress of the United States to provide pensions for the aged.

3. To consider and act upon a concurrent resolution providing for a joint legislative committee to study the subject of unemployment insurance and to report its recommendations thereon to the Legislature at its next regular session.

4. To consider and act upon emergency legislation relating to relief for owners of real property by providing for the extension of periods of redemption, reduction of penalties, and postponement of times of sale, resale, and execution of deeds in respect to delinquent State, county and irrigation district taxes and assessments upon real property.

5. To consider and act upon emergency legislation relating to relief of debtors, including a moratorium on defaults on contracts of purchase and on the foreclosure of mortgages and deeds of trust and on the sale under power of sale contained in mortgages or deeds of trust executed upon real property, with ample protection and safeguard for the holders thereof.

6. To consider and act upon emergency relief legislation validating bonds of irrigation and reclamation districts, including refunding bonds thereof.

7. To consider and act upon emergency legislation consenting to the acquisition by the United States of such lands in the State as in the opinion of the Federal government may be needed for the establishment, consolidation and extension of National forests in this State, as provided in the act of Congress approved March 1, 1911 (36 U. S. Statutes at Large, page 961, Chapter 186), as amended.

8. To consider and act upon emergency legislation relating to relief from special assessments, authorizing cities, counties, and cities and counties to assist in providing such relief, relating to unpaid assessments for improvements of streets and highways which have become a part of the State highway system, providing for determination of the benefits to be derived by the State therefrom and for assumption by the State of payment thereof, and relating to the readjustment and refinancing of the obligations of taxing districts and special improvement districts under the provisions of the act of Congress entitled "An act to amend an act entitled 'An act to establish a uniform system of bankruptcy throughout the United States,' approved July 1, 1898, and acts amendatory thereof and supplementary thereto," approved May 24, 1934.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed hereunto the Great Seal of the State of California, at my office in the State Capitol, this fifth day of September, in the year of our Lord one thousand nine hundred and thirty-four.

FRANK F. MERRIAM, Governor.

[SEAL]

ATTEST:

FRANK C. JORDAN, Secretary of State.

By FRANK H. CORY, Deputy.

RESOLUTIONS.

The following resolutions were offered:

By Senator Rieh:

Resolved, That the Senate do now organize and proceed to elect the officers and employees of the Senate for this extra session.

Resolution read and adopted.

By Senator Slater:

Resolved, That Senator Arthur H. Breed be and he is hereby elected President pro tempore of the Senate; that Joseph A. Beek be and he is hereby elected Secretary of the Senate; that Joseph F. Nolan be and he is hereby elected Sergeant-at-Arms of the Senate; that F. E. Dalin be and he is hereby elected Minute Clerk of the Senate; that Rev. William F. Ebmaun be and he is hereby elected Chaplain of the Senate.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—37.

NOES—None.

OATH OF OFFICE ADMINISTERED.

The newly elected officers of the Senate, Senator Arthur H. Breed, President pro tempore; Joseph A. Beek, Secretary; Joseph F. Nolan, Sergeant-at-Arms; F. E. Dalin, Minute Clerk; and Rev. William F. Ehmann, Chaplain, appeared at the bar of the Senate where the constitutional oath of office was administered to them by the Honorable John F. Pullen, Presiding Justice of the Third District Court of Appeal, and they subscribed to the same.

RESOLUTIONS.

The following resolutions were offered:

By Senator Jones:

Resolved, That the Secretary of the Senate is hereby directed to notify the Assembly that the Senate is now duly organized and ready to proceed to the business of the State, having elected the following statutory officers:

President pro tempore	Arthur H. Breed
Secretary of the Senate	Joseph A. Beek
Sergeant-at-Arms	Joseph F. Nolan
Minute Clerk	Francis E. Dalin
Chaplain	Rev. William F. Ehmann

Resolution read, adopted, and ordered transmitted to the Assembly.
By Senator McKinley:

Resolved, That the standing rules of the Senate of the fiftieth regular session, as they appear in the Senate Journal of January 27, 1933, be and the same are hereby adopted as the rules of the Senate for this special session, except that Rules Nos. 1, 9, 12, 21, 23 and 38 be stricken out and that Rules Nos. 8, 24 and 51 be amended to read as follows:

8. The standing committees of the fiftieth regular session shall be the standing committees of this extra session.

24. The Committee on Rules shall constitute a standing committee on introduction of bills. No bill or resolution, except resolutions pertaining to routine business of the Senate, shall be introduced until it shall have been considered by the Committee on Rules. All requests for leave to introduce bills or resolutions shall be sent to the desk in writing, under the order of "Introduction of Bills." The request shall give the title of the bill or resolution and shall be accompanied by the same. It shall thereupon be referred to the Committee on Rules.

51. Any motion to reconsider any vote taken by the Senate during this special session, shall be acted on on the day on which such vote was taken.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—37.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Senator Snyder:

Resolved, That the President of the Senate appoint a special committee of three Senators to notify the Assembly of the organization of the Senate, and that the Senate is now ready to receive any communication it may have to make.

Resolution read and adopted.

APPOINTMENT OF SPECIAL COMMITTEE.

In accordance with the above resolution, the President pro tempore announced the appointment of Senators Snyder, Seawell and Harper, as the special committee to notify the Assembly of the organization of the Senate and that it is now ready to receive any communication which it may have to make.

RESOLUTION.

The following resolution was offered:

By Senator Hays:

Resolved, That the President of the Senate appoint a special committee of three Senators to notify the Governor of the organization of the Senate and that the Senate is now ready to receive any communication he may have to make.

APPOINTMENT OF SPECIAL COMMITTEE.

In accordance with the above resolution, the President pro tempore announced the appointment of Senators Hays, Deuel and Edwards, as the special committee to call upon the Governor and notify him of the organization of the Senate, and its readiness to receive his communications.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received and read:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE,
SACRAMENTO, September 12, 1934.

To the Honorable Members of the Senate of the State of California.

This is to inform you that on September 6, 1934, the Honorable J. M. Inman did tender his resignation as Senator from the Nineteenth Senatorial District, which resignation I accepted on that day.

FRANK F. MERRIAM, Governor of California.

MESSAGES FROM THE ASSEMBLY.

At twelve o'clock and thirty-five minutes p.m., a committee from the Assembly, consisting of Messrs. Maloney, Evans, and Lyon, appeared at the bar of the Senate, and announced that the Assembly had convened and was now ready to proceed with the business of the State.

Also:

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the following resolution:

Resolved, That the following named persons constitute the officers of the Assembly with per diem as fixed by statute:

Hon. F. C. Cloudsley	Speaker
Harry B. Riley	Speaker pro tempore
Arthur A. Ohnimus	Chief Clerk
Michael Connolly	Sergeant-at-Arms
Rabbi Norman M. Goldberg	Chaplain

ARTHUR A. OHNIMUS, Chief Clerk.

APPOINTMENT BY THE SERGEANT-AT-ARMS.

The following communication was received and read:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

To the President and Members of the Senate of the State of California.

I have the honor to inform you that I have this day made the following appointment:

Harry Jordan, to the position of Bookkeeper to the Sergeant-at-Arms at a per diem of \$5.00, and respectfully ask the consent of the Senate thereto.

JOS. F. NOLAN, Sergeant-at-Arms.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Difani, Duval, Fellom, Gordon, Hulse, Ingels, Jespersen, Jones, King, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Sharkey, Slater, Stow, Tickle, Wagy and Williams—30.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Committee on Contingent Expenses:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrants upon the proper funds in favor of the following named Senators and officers of the Senate for the amount set opposite each of their names, and the State Treasurer is hereby directed and ordered to pay the same, being the mileage due them by law.

Senators	County	Mileage	Total at five cents per mile
Breed, Arthur H.	Alameda	168	\$8 40
Bush, David F.	Stanislaus	168	8 40
Crittenden, B. S.	San Joaquin	98	4 90
Denel, Charles H.	Butte	228	11 40
Difani, Leonard Joseph	Riverside	1,024	51 20
Duval, Walter H.	Ventura	996	49 80
Edwards, Nelson T.	Orange	970	48 50
Fellom, Roy	San Francisco	180	9 00
Gordon, Frank L.	Napa	110	5 50
Harper, William E.	San Diego	1,146	57 30
Hays, Ray W.	Presno	338	16 90
Hulse, Ben	Imperial	1,322	66 10
Ingels, R. R.	Mendocino	331	16 55
Jespersen, Chris N.	San Luis Obispo	666	33 30
Jones, Herbert C.	Santa Clara	256	12 80
King, Charles	Kings	428	21 40
McColl, John B.	Shasta	342	17 10
McCormack, Thomas	Solano	124	6 20
McKinley, J. W.	Los Angeles	894	44 70
Mixter, Frank M.	Tulare	432	21 60
Moran, John L.	Tehama	270	13 50
Parkman, Harry L.	San Mateo	238	11 90
Perry, Harry A.	Humboldt	650	32 50
Pierovich, A. L.	Amador	118	5 90
Powers, Harold J.	Modoc	832	41 60
Reindollar, Charles F.	Marin	210	10 50
Rich, W. P.	Yuba	104	5 20
Riley, Joe	Inyo	1,090	54 50
Schottky, Andrew R.	Merced	228	11 40
Seawell, Jerrold L.	Placer	108	5 40
Sharkey, Will R.	Contra Costa	124	6 20
Slater, Herbert W.	Sonoma	180	9 00
Snyder, Bert E.	Santa Cruz	396	19 80
Stow, Edgar W.	Santa Barbara	920	46 00
Swing, Ralph E.	San Bernardino	1,016	50 80
Tickle, Edward H.	Monterey	474	23 70
Wagy, J. L.	Kern	556	27 80
Williams, Dan E.	Tuolumne	290	14 50
Officers	County	Mileage	Total at ten cents per mile
Beek, Joseph A., Secretary	Orange	990	\$99 00
Nolan, Joseph F., Sergeant-at-Arms	Los Angeles	894	89 40
Dalin, F. E., Minute Clerk	Los Angeles	894	89 40

GORDON, Chairman.
WAGY.
INGELS.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Difani, Duval, Fellom, Gordon, Harper, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Sharkey, Slater, Stow, Tickle, Wagy and Williams—31.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Senator Swing:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Florence I. Mason, Stenographer (beginning September 8, 1934) —\$5 00 per day

Verda Roberts, Stenographer (beginning September 12, 1934) —\$5 00 per day

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Difani, Duval, Edwards, Fellom, Gordon, Hulse, Ingels, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Reindollar, Rich, Riley, Schottky, Sharkey, Slater, Stow, Swing, Tickle, Wagy, and Williams—31.

NOES—None.

RESOLUTION.

The following resolution was offered:

By the Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of five hundred nineteen dollars and forty-two cents (\$519.42) in favor of Joseph A. Beek, Secretary of the Senate, and the Treasurer is hereby directed to pay the same for incidental expenses of the Senate.

GORDON, Chairman.
WAGY.
INGELS.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Difani, Duval, Fellom, Gordon, Harper, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—32.

NOES—None.

REPORTS OF SPECIAL COMMITTEES.

Senators Hays, Deuel and Edwards, the special committee appointed to notify the Governor of the organization of the Senate, and that the Senate is ready to receive any communication he might have to make, appeared at the bar of the Senate and announced that they had communicated with the Governor as directed.

Senators Snyder, Seawell and Harper, the special committee appointed to notify the Assembly of the organization of the Senate, and that the Senate is now ready to receive any communication that the Assembly might have to make, appeared at the bar of the Senate and reported that it had delivered the message to the Assembly as directed.

RESOLUTION.

The following resolution was offered:

By Committee on Contingent Expenses:

WHEREAS, The Senate on July 22, 1933, adopted a resolution pertaining to uniformity of motor vehicle laws of the various States, and providing for the appoint-

ment by the President of the Senate of a member of the Senate to attend a conference on motor vehicle laws; and

WHEREAS, The President of the Senate, Hon. Frank F. Merriam, did appoint Senator William E. Harper to represent the State of California at such a conference; and

WHEREAS, Senator Harper did attend such conference which was held in Salt Lake City, Utah, incurring expenses in the sum of \$65.60; and

WHEREAS, The resolution hereinabove referred to which appears on page 3337 of the Senate Journal of 1933, neglected to make any appropriation for such expenses; now, therefore, be it

Resolved, That the Controller be and he is hereby ordered and directed to draw his warrant in favor of the Secretary of the Senate in the sum of \$65.60, and the Treasurer is ordered to pay the same, to be paid by the Secretary to Senator Harper upon receipt by the Secretary of proper vouchers covering the various items of expense.

GORDON,
WAGY,
INGELS,
Committee.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Seawell, Slater, Snyder, Stow, Tickle, Wagy and Williams—33.

NOES—None.

RECESS.

On motion of Senator McKinley, at one o'clock and five minutes p.m., the President pro tempore of the Senate declared recess until three o'clock p.m.

RECONVENED.

At three o'clock p.m., the Senate reconvened.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

RECESS.

On motion of Senator McKinley, at three o'clock and two minutes p.m., the President pro tempore of the Senate declared recess for the purpose of meeting with the Assembly in Joint Convention.

IN JOINT CONVENTION.

ASSEMBLY CHAMBER.

SACRAMENTO, Wednesday, September 12, 1934.

At three o'clock and five minutes p.m. the Senate and Assembly met in Joint Convention for the purpose of receiving the message of Governor Frank F. Merriam.

Hon. F. C. Cloudsley, Speaker of the Assembly, directed the Chief Clerk of the Assembly to call the roll of Assemblymen.

ASSEMBLY ROLL CALL.

The roll was called, and the following answered to their names:

Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cloudsley, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Knowland, Latham, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray, Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Wright and Zion—68.

The Speaker of the Assembly declared a quorum of the Assembly present.

Senator Arthur H. Breed, President pro tempore of the Senate, directed the Secretary of the Senate to call the roll of Senators.

SENATE ROLL CALL.

The roll was called, and the following answered to their names:

Senators Breed, Bush, Crittenden, Denel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McCall, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagay and Williams—38.

The President pro tempore of the Senate declared a quorum of the Senate present.

COMMITTEE OF ESCORT.

The Joint Committee of Escort, consisting of Senators Reindollar, McCormack and Duval and Assemblymen Knowland, McCarthy and Peterson, appointed to wait upon His Excellency Governor Frank F. Merriam to inform him that the Joint Convention was now in session, and to escort him to the convention, appeared at the bar of the House and announced the presence of His Excellency Frank F. Merriam, Governor of the State of California.

PRESENTATION OF GOVERNOR FRANK F. MERRIAM.

Hon. F. C. Cloudsley, Speaker of the Assembly, then presented Governor Frank F. Merriam to the Joint Convention. The Governor then delivered his message as follows:

MESSAGE OF GOVERNOR FRANK F. MERRIAM TO THE EXTRAORDINARY SESSION OF THE CALIFORNIA LEGISLATURE, SEPTEMBER 12, 1934.

To the Members of the California Senate and Assembly, in joint session.

Circumstances vitally affecting the welfare of the State and the people of California have made it necessary for me to call the members of the Legislature into extraordinary session.

You have been asked to come here solely for the purpose of meeting a public emergency.

Your duties and your labors will be directed wholly to the task of rendering aid to those who either are unable to find employment, and thus are prevented from supporting themselves and their dependents, or those who are excessively handicapped in their efforts to meet their financial obligations.

Until very recently I had hoped to avoid the necessity for a special session of the Legislature, but conversations with and official communications from representatives of the United States government eventually indicated certain matters must be disposed of promptly and in accord with a perfectly harmonious understanding between the State government and the National Relief Administration.

California has had the sympathetic and helpful attention of those directing National relief policies, and it is my desire not only to recognize and commend this condition, but to do everything in my power to sustain and continue it.

The proposals I shall lay before you are designed to relieve the distress of the unemployed men and women of California; to assure a greater measure of cooperation between the State government and the Federal government in meeting relief problems in this State; and to extend to various elements of our citizenship such emergency aid and consideration as the State, pending the next regular session of the Legislature, can provide.

There are many other pressing and important matters requiring the consideration and action of the Legislature, but in this special legislative session it has been necessary to adhere rigidly to a plan calling only for emergency relief.

With the single exception of a subject requiring prompt action under the terms of a Federal statute, all subjects to be considered by you at this time come strictly within the scope of relieving very serious conditions today existing in California.

I urge you to give thought only to the essential objectives contemplated in this call for an extraordinary convening of the Senate and the Assembly.

And while I earnestly desire that your deliberations will be comprehensive and thorough, it is my hope that your proceedings will result in expeditious disposal of the several subjects I shall submit to you.

They do not invade any aspect or phase of partisan or political interest, and I seek your cooperation and official sanction of certain emergency relief measures on no other basis than that of the common good.

Having myself painstakingly endeavored to avoid all considerations not directly related to the critical needs of our people, and having sought in every way to advance this emergency relief program from the broad standpoint of ministering to those in distress, I urge a like course upon you.

Without doubt, the regular session of the Legislature beginning in January will be called upon to extend or to modify such steps as you and I may take at this time.

There can be no question of the fact that a very broad and far-reaching program must be carried out by the State government of California looking not only to the care of the unemployed, the sick and disabled, and the aged, but also to the establishment of agencies concerned with the restoration of sound economic conditions throughout the State.

Greater social justice, guaranteed by statute and by State policy, must be our determined purpose.

Such problems, however, can not obtain adequate consideration at a session of the Legislature which, to render effective service in a crisis, must confine itself to efforts to relieve that crisis.

All of the recommendations which you are about to consider have had my careful and close attention. If approved in the form recommended, I feel that the danger of undue deprivation and suffering among the people of California will be lessened and placed upon a basis of reasonable attention to all legitimate claims for relief.

The program that is laid before you is based on what I regard as the genuine requirements of our people so far as those requirements can be met at this time. This proposed program is sound, and makes no pretensions either impossible of fulfillment, or, if undertaken, that might bring even greater confusion and distress.

The State's twenty million dollar relief bond issue authorized in June, 1933, has been exhausted.

The bond issue which I ask you to submit to the people of California in the November election is based on suggestions from the National Relief Administration, and the amount specified represents the minimum sum which the National authorities feel that California should make available at this time.

We are faced with a situation that should banish all aims and impulses not inspired by a determination to use our several energies and official responsibilities for the public welfare. The common man and the common woman of California are our common problems.

I place my time and my services at your disposal for conference and discussion. I shall be available at all hours.

It should be understood that our purpose is to afford relief only to those actually needing it.

We have taken every precaution that has been suggested to prevent deliberate abuse of these relief measures by persons not in distress.

This refers not only to the provisions for unemployment relief, but also to the proposals that seek to lift some of the burdens of the taxpayer, the payer of assessments, and of the man and woman whose mortgage or trust deed obligations must be lightened to avoid foreclosures.

To accomplish the above mentioned purposes I am asking consideration and legislation on the following subjects:

1. (a) To consider and act upon an amendment to the Constitution of the State, for proposal to the people at the general election to be held in November, 1934, providing for relief for unemployment and destitution in this State by means of grants and the issuance of bonds of the State in the aggregate principal sum of twenty-four million dollars to provide funds therefor and providing for the administration of such relief; and (b) to consider and act upon legislation concerning the qualifications and requirements of persons applying for relief.

2. To consider and act upon a joint resolution memorializing the President and Congress of the United States to provide pensions for the aged.

3. To consider and act upon a concurrent resolution providing for a joint legislative committee to study the subject of unemployment insurance and to report its recommendations thereon to the Legislature at its next regular session.

4. To consider and act upon emergency legislation relating to relief for owners of real property by providing for the extension of periods of redemption, reduction of penalties, and postponement of times of sale, resale, and execution of deeds in respect to delinquent State, county and irrigation district taxes and assessments upon real property.

5. To consider and act upon emergency legislation relating to relief of debtors, including a moratorium on defaults on contracts of purchase and on the foreclosure of mortgages and deeds of trust and on the sale under power of sale contained in mortgages or deeds of trust executed upon real property, with ample protection and safeguard for the holders thereof.

6. To consider and act upon emergency relief legislation validating bonds of irrigation and reclamation districts, including refunding bonds thereof, heretofore issued.

7. To consider and act upon emergency legislation consenting to the acquisition by the United States of such lands in the State as in the opinion of the Federal government may be needed for the establishment, consolidation and extension of National forests in this State, as provided in the act of Congress approved March 1, 1911 (36 U. S. Statutes at Large, page 961, Chapter 186) as amended.

8. To consider and act upon emergency legislation relating to relief from special assessments, authorizing cities, counties, and cities and counties to assist in providing such relief, relating to unpaid assessments for improvements of streets and highways which have become a part of the State highway system, providing for determination of the benefits to be derived by the State therefrom and for assumption by the State of payment thereof, and relating to the readjustment and refinancing of the obligations of taxing districts and special improvement districts under the provisions of the act of Congress entitled "An act to amend an act entitled 'An act to establish a uniform system of bankruptcy throughout the United States,' approved July 1, 1898, and acts amendatory thereof and supplementary thereto," approved May 24, 1934.

I welcome you to the State capital, and assure you that in coming here at this time to render a vitally necessary service in your official capacity as the legislative branch of State government you are performing a duty in the highest interest of humanity and society.

FRANK F. MERRIAM,
Governor of California.

ADJOURNMENT.

There being no further business, at three o'clock and eighteen minutes p.m., on motion of Senator Jones, the President pro tempore of the Senate declared the Joint Convention adjourned.

IN SENATE.

RECONVENED.

At three o'clock and twenty-one minutes p.m., the Senate reconvened.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Senator Swing:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, I request permission to introduce a Constitutional Amendment, the title of which is set forth below:

Proposed amendment to Article XVI of the Constitution by adding thereto a new section to be numbered 10, relative to relief for unemployment and destitution.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Swing to introduce a constitutional amendment entitled—Proposed amendment to Article XVI of the Constitution by adding thereto a new section to be numbered 10, relative to relief for unemployment and destitution—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted, and that said constitutional amendment be considered by the Senate without reference to committee.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle and Wagy—37.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

By Senator Swing: Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief for unemployment and destitution.

SENATOR MCKINLEY IN THE CHAIR.

At four o'clock and fifteen minutes p.m., Senator McKinley of the Thirty-eighth District was called to the chair.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER ONE.

The Senate took up for consideration Senate Constitutional Amendment No. 1.

SENATE CONSTITUTIONAL AMENDMENT No. 1.

A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief for unemployment and destitution.

Resolved by the Senate, the Assembly Concurring, That the Legislature of the State of California, in extraordinary session commencing on the twelfth day of September, 1934, two-thirds of the members elected to each of the two houses of the Legislature voting in favor thereof, hereby proposes to the people of the State of California that the Constitution of said State be amended by adding to Article XVI thereof a new section to be numbered ten, and to read as follows:

Sec. 10. (a) In addition to moneys otherwise appropriated for the purposes hereinafter stated, the sum of \$24,000,000 to be made available by the creation of a debt or debts, liability or liabilities of the State of California and the issuance of bonds therefor is hereby appropriated to be expended for relief for unemployment and destitution. The moneys hereby appropriated shall be expended as grants by the State of California without repayment by any grantee.

(b) A relief administrator, who shall be chief of a division in the State Department of Social Welfare to be known as the Relief Division, shall administer and direct the expenditure of all moneys hereby appropriated; provided, however, that the Governor may direct that the powers and duties vested in the administrator of Social Welfare shall have and exercise all such powers and duties. The administrator by this section or by any law adopted pursuant hereto shall be exercised and performed by the State Director of Social Welfare, in which event the Director shall be appointed by and hold office at the pleasure of the Governor and shall receive such compensation as shall be fixed by the Governor until otherwise prescribed by law.

General policies for the guidance of relief administration shall be determined by a relief commission, which is hereby created, consisting of nine members appointed by and holding office at the pleasure of the Governor. Not more than two members of the commission shall be residents of the same county or city and county. The administrator and the commission shall cooperate with any officer or agency of this State, or of the United States, in determining policies, plans and procedure for relief of unemployment and destitution in this State and in directing or administering expenditure of any moneys available for such purposes, and may prescribe rules of procedure for the citizens' relief committees.

The administrator and the commission shall have and exercise such powers and duties respectively as may be prescribed by law. Until otherwise provided by law, the administrator and the commission respectively shall have and exercise the powers and duties in relation to the administration and direction of the expenditure of the moneys hereby appropriated as vested in the Emergency Relief Administrator and the State Emergency Relief Commission by the "Unemployment Relief Bond Act of 1933" in relation to the administration and direction of the expenditure of moneys appropriated by that act.

From and after the date when the administrator and members of the commission first appointed hereunder qualify, the administrator and commission hereby created shall succeed to and have and exercise the powers and duties, respectively, of the Emergency Relief Administrator and State Emergency Relief Commission mentioned in the "Unemployment Relief Bond Act of 1933," in respect to the administration of the provisions of said act of 1933, and said administrator and commission mentioned in said act of 1933 shall have no further legal existence.

(c) For the purpose of assisting in the administration and in carrying out the purposes hereof and the policies and plans determined by said commission, the relief administrator may, with the consent and approval of the commission, appoint in each county and city and county a citizens' relief committee of such number, not exceeding eleven, as the commission shall determine. The relief committee in each county and city and county shall have and exercise such powers and duties as may be prescribed by law and/or as may be prescribed by said commission.

(d) If, when and during such time as funds are provided or made available by the United States government or any department, officer or agency thereof for relief for unemployment and destitution in this State, when added to the moneys hereby appropriated or otherwise provided by the State and made available for such purposes are or will, in the opinion of the Governor, be sufficient for relief for unemployment and destitution in this State, the Governor may authorize the expenditure of such moneys by and under the direction of and in the manner and for the purpose authorized by the United States government or its department, officer or agency designated for that purpose, in cooperation with the State Relief Administrator and the State Relief Commission.

(e) For the purposes hereinabove specified bonds of the State in the aggregate principal sum of twenty-four million dollars shall be issued and sold. Unless otherwise provided by law such bonds shall be prepared, advertised, issued and sold in the manner and by the officers authorized so to act by the "Unemployment Relief Bond Act of 1933," in connection with the bonds provided for in that act, except that the bonds issued under authority of this section shall be of such denomination not less than \$100 nor more than \$1,000 each as the State Treasurer shall determine, and the administrator and commission hereby created shall perform the duties and exercise the powers in that regard imposed by said act of 1933 upon the administrator and commission therein mentioned. The proceeds of the sale of the bonds, including any sums paid as accrued interest thereon, shall be paid into the "relief fund," which fund is hereby created in the State treasury, to be paid out in accordance with law.

(f) The entire revenues of the State shall be applicable to the payment of such bonds. Out of said revenues there shall first be set apart the money to be applied by the State to the payment of interest on said bonds and the principal amounts thereof as such bonds mature.

(g) The proceeds of the sale of said bonds may be used to pay the expense that may be incurred in preparing, advertising, issuing and selling the bonds, and in administering and directing the expenditure of the moneys hereby appropriated.

(h) Any person now employed under the "Unemployment Relief Bond Act of 1933," who has Civil Service status and who is continued in employment under this section or under any law adopted pursuant hereto shall retain his present civil service status. No other person employed under the provisions hereof or under any law adopted pursuant hereto or performing relief work provided hereunder shall be included in the State civil service or be subject to the civil service laws of this State, but shall be exempt therefrom.

(i) The Legislature shall pass all laws, general or special, necessary or convenient to carry into effect the provisions of this section and may provide that acts adopted pursuant to this section shall take effect immediately upon their passage.

(j) Cooperation with the United States government or any officer or agency thereof in providing pensions or other aid for the aged, in such manner and to such extent as may be provided by law, is hereby authorized.

Senate Constitutional Amendment No. 1 read, and considered correctly engrossed.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 1 was adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Waggy and Williams—38.

NOES—None.

Senate Constitutional Amendment No. 1 ordered transmitted to the Assembly.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 1—Relative to the adjournment out of respect to the memory of James Rolph, Jr., late Governor of California.

ARTHUR A. OHNIMUS, Chief Clerk.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER ONE.

The Senate took up for consideration Assembly Concurrent Resolution No. 1.

ASSEMBLY CONCURRENT RESOLUTION No. 1.

Relative to the adjournment out of respect to the memory of James Rolph, Jr., late Governor of California.

WHEREAS, We who came into intimate association with James Rolph, Jr., late Governor of our State, cherish the memory of his benignity toward his fellow man and his devoted service to the public good; and

WHEREAS, By his death the State of California has lost a lovable leader whose cares were ever close to those of his citizens; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That when the respective houses of the Legislature of the State of California do this day adjourn they shall do so in respect to the memory of James Rolph, Jr., late Governor of our State; and be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the Assembly are hereby directed to convey to his family this expression of tribute; and be it further

Resolved, That the Chief Clerk be and he is hereby instructed to have prepared a suitable memorial resolution properly engrossed and mailed to the family of the deceased.

Assembly Concurrent Resolution No. 1 read.

The question being on the adoption of the resolution.

RISEING VOTE.

Upon motion of Senator Slater, a rising vote was taken upon the adoption of the resolution.

The resolution was unanimously adopted by a rising vote.

Assembly Concurrent Resolution No. 1 ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Senator Deuel:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, I request permission to introduce a resolution, the title of which is set forth below:

Relative to memorializing the President and Congress to provide for old age pensions.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred a request by Senator Deuel to introduce a resolution entitled—Relative to memorializing the President and Congress to provide for old age pensions—has had the same under

consideration, and respectfully reports the same back, and recommends that the request be granted, and that the resolution be considered by the Senate, without reference to committee.

Committee membership—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—36.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(RESUMED).

By Senator Deuel: Senate Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER ONE.

The Senate took up for consideration Senate Joint Resolution No. 1.

SENATE JOINT RESOLUTION No. 1.

Relative to memorializing the President and Congress to provide for old age pensions.

WHEREAS, The problem of the care of the dependent aged has recently attained major proportions throughout the Nation, due in large part to the increasing mechanization of our industrial system and to the economic depression our country has been suffering, which has destroyed the financial independence of large numbers of our people, including those who had prudently prepared for the time when they could no longer earn a livelihood; and

WHEREAS, The problem is seriously complicated by the fact that the people of the United States freely exercise their right to change their residence, so that the States and communities in which many of our dependent aged live are not those to the economic building of which they have directly contributed; and

WHEREAS, Because of various factors, such as relative liberality of care of the dependent aged, climatic advantages, and the economic opportunities offered by certain areas prior to the depression, some States and communities have within their borders a disproportionately large number of dependent aged; and

WHEREAS, The financial burden of care of the dependent aged is so great in some States that the economic welfare and stability of such States are seriously affected and even threatened; and

WHEREAS, It is evident that the problem has become one which can be satisfactorily met only on a National scale, and that the Federal government must assist the State and local communities if the dependent aged, who during their years of usefulness have contributed to the economic life of the Nation, are to be cared for even on a minimum basis; and

WHEREAS, The President of the United States has recognized the responsibility of the Federal government in this matter, and has indicated that he will recommend to the Congress of the United States, at its next session, that there be legislation bearing on this problem; and

WHEREAS, It is well known that under modern conditions, with advanced industrial and business methods, and the availability of abundant qualified labor, the age of employability has changed considerably, and where but recently the wage earner could look forward with considerable confidence to earning a livelihood well beyond the age of 50, expectations today are much more limited, so that the age for retirement should be lower than it has ever been; and

WHEREAS, It seems the part of wisdom to retire from industry and business as early as possible those who because of advancing age are beginning to become relatively inefficient, and so to give more opportunity for employment and advancement to younger workers; and

WHEREAS, Experience has shown that property disqualifications effect a serious injustice, and penalize those whose prudence and thrift has led them to prepare for old age by investment in a home or other small holdings, but who have no income with which to support themselves and to preserve their property, for which there is often no market; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly. That the President and the Congress of the United States be urged to consider the enactment of an old age pensions law to provide for the retirement and care of dependent aged persons in the United States, with adequate provision to alleviate the present burden of such care on the States and local communities, and with liberal provisions as regards age of retirement and disqualification because of ownership of property,

to the end that a humanitarian and practical system of care of the dependent aged may be secured; and be it further

Resolved, That the Governor of the State of California transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and member of the House of Representatives from California in the Congress of the United States, and that such Senators and members from California be urged to support such legislation.

Senate Joint Resolution No. 1 read and considered correctly engrossed.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 1 adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—38.

NOES—None.

Senate Joint Resolution No. 1 ordered transmitted to the Assembly.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Senator Difani:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, I request permission to introduce a bill, the title of which is set forth below:

An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

Request referred to Committee on Rules.

By Senators Schottky and Hulse:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, we request permission to introduce a bill, the title of which is set forth below:

An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Request referred to Committee on Rules.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed as a case of urgency, Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

ARTHUR A. OHNIMUS, Chief Clerk.

Assembly Bill No. 1 read first time, and referred to Committee on Rules.

COMMUNICATION.

The following communication was received, and upon request of Senator McCormack, ordered printed in the Journal:

VALLEJO, CALIFORNIA, September 10, 1934.

*Senator Thomas McCormack, State Legislature,
Capitol, Sacramento, California.*

DEAR SIR: Noting that one of the major problems to be considered in the coming extra session of the State Legislature is that of the unemployed, I wish to call to your attention a phase of the same which thus far has been frightfully neglected.

According to the best information I can receive there are in this State some several thousand individuals who actually need sympathy but would rather have the opportunity to work in order that they might clothe and feed themselves and where it is expedient, raise a family.

As president of Solano County Handicapped League, I am issuing this request: That you kindly consider these unfortunates who thus far have received no aid, who because of the very handicap that makes it necessary to receive charity, can not; who throughout the Federal and State emergency programs have been almost completely ignored and in some communities totally forgotten. Admission and gratefulness in the form of training has been expressed and offered by the rehabilitation program, but it still does not answer the needs of hungry mouths, ragged clothes, urgent medical care and special concessions and appliances usually needed by such people. It is very discouraging to face the constant negations of employers who ruthlessly and pitilessly cut down expense in order to make more profits and fear entanglements with prevailing Workmen's Compensation Insurance laws.

The situation is partially outlined as follows: Because we have no means with which to work and even our correspondence is carried on at a great expense to some few who are willing to sacrifice to try to carry on our activities, our investigations are not complete and in some instances we can but approximate. In Solano County there are possibly between 35 and 50 individuals who are physically handicapped. These people, raised in the environment of good schools, commercial and social progress, and an atmosphere of adventure, all have a sense of pride, have ambitions, desires, actual needs, dreams of comfortable homes, wives and probably children, but each of these anticipations demands a job, the means of a livelihood. Under the present laws the liability clauses concerning the first and second injury do not satisfactorily protect the employer and hence provides a loophole through which he dodges to keep from hiring the handicapped worker. Because of his physical status the handicapped worker can not qualify for civil service positions and if he is fortunate enough to get something to do, he is oftentimes replaced by some stalwart, able-bodied person who could well afford to take a chance on the world and what it may have to offer. Throughout the emergency relief the handicapped person has proven to be the "Forgotten Man." According to Administrative Bulletin No. 19, of the S. E. R. A., handicapped persons who are skilled will be given equal consideration in placement and those who lack the skill will be provided training through the Rehabilitation Department. This particular bulletin reads well but the big flaw is that in most of the smaller communities there are no projects being launched by the Emergency Relief Administrations except those calling for skill in wielding a pick and shovel, and no amount of training could equip a man with a deformed back to stand in a ditch and throw dirt. Many counties throughout the State have not produced the first project that would include the clerical worker, or that could give the handicapped person an hour's work. On the other hand the emergency relief setup again fails the handicapped person, when in its budget based on the Okey-Hunnington budget, a single man living where he pays no rent is allowed to earn through the channels of their setup approximately \$2.10 a week in Solano County. The absurdity of such is breath-taking. Consider an individual; crippled from birth, unable to receive adequate training, twenty, thirty and even forty years of age and without that first day's work; forced to live on the charity of relatives because he requires a substantial and reliable roof over his head, because he must eat good and wholesome food, because he must give his pain-racked body certain regular personal care; compelled to wear special clothes that cost extra, bandages and appliances that no charitable organization can or does provide, and numerous other needs of the deformed; then to be instructed he can earn just \$2.10 a week through the emergency agency, because they are living under the roof of some one who is employed, relatives who for years have taken care of the emergency without any aid from any source. Because of living under these same roofs, these crippled, forgotten people are not even eligible for charity from many county relief rolls, and the same is provided as far as possible only through sympathy and not in accordance with the law that prevails.

The Solano County Handicapped League petitions you to consider our desire to live, our needs for the coming winter, and to make a stand in order that we might receive some aid for people who have been unemployed and meeting an emergency practically all of their lives.

Yours truly,

SOLANO COUNTY HANDICAPPED LEAGUE.

A. WAYNE AMERSON, President.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions.

ARTHUR A. OHNIMUS, Chief Clerk.

By RAY RIORDAN, Assistant Clerk.

Assembly Joint Resolution No. 1 read, and referred to Committee on Rules.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Senator Swing:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, I request permission to introduce a bill, the title of which is set forth below:

An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

Request referred to Committee on Rules.

By Senator Schottky:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, I request permission to introduce a resolution, the title of which is set forth below:

Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature.

Request referred to Committee on Rules.

By Senator McCormack:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, I request permission to introduce a bill, the title of which is set forth below:

An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Request referred to Committee on Rules.

RECESS.

On motion of Senator Breed, at five o'clock p.m., Senator McKinley, in the chair of the Senate, declared recess until eight o'clock p.m.

RECONVENED.

At eight o'clock p.m., the Senate reconvened.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

SENATOR JONES IN THE CHAIR.

At eight o'clock and two minutes p.m., Senator Jones of the Eighteenth District was called to the chair.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Difani to introduce a bill entitled—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted, and that the bill be referred to the Committee on Irrigation.

Committee membership—5; committee vote: Ayes 5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Jespersen, Jones, King, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Reindollar, Rich, Riley, Schottky, Slater, Snyder, Stow, Swing, Tickle, Waggy and Williams—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

By Senator Difani: Senate Bill No. 1—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

Bill read first time, and ordered referred to Committee on Irrigation.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Swing to introduce a bill entitled—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted, and that the bill be referred to the Committee on Conservation.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Jespersen, Jones, King, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Tickle, Waggy and Williams—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(RESUMED).

By Senator Swing: Senate Bill No. 2—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

Bill read first time, and ordered referred to Committee on Conservation.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senators Schottky and Hulse to introduce a bill entitled—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted, and that the bill be referred to the Committee on Irrigation.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Jespersen, Jones, King, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—33.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(RESUMED).

By Senators Schottky and Hulse: Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Bill read first time, and ordered referred to Committee on Irrigation.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, Sacramento, September 12, 1934.

MR. PRESIDENT: Your Committee on Rules to which was referred the request of Senator Schottky to introduce a resolution entitled—Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted, and that the resolution be referred to Committee on Judiciary.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Jespersen, Jones, King, McCormack, McKinley, Mixer, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Tickle, Wagy and Williams—32.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(RESUMED).

By Senator Schottky: Senate Concurrent Resolution No. 1—Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature.

Senate Concurrent Resolution No. 2 ordered referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof—has had the same under consideration, and respectfully reports the same back, and recommends that the bill be referred to the Committee on Irrigation.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

Assembly Bill No. 1 read first time, and ordered referred to Committee on Irrigation.

Also:

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator McCormack to introduce a bill entitled—An act to validate bonds, including refunding bonds, of reclamation districts, and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted, and that the bill be considered by the Senate without reference to committee.

Committee membership—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Duval, Fellom, Gordon, Harper, Hays, Hulse, Jones, King, McCall, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Sharkey, Slater, Snyder, Swing, Tickle, Waggy and Williams—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(RESUMED).

By Senator McCormack: Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read first time, ordered to print and on file.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER ONE.

The Senate took up for consideration Assembly Joint Resolution No. 1.

ASSEMBLY JOINT RESOLUTION No. 1.

Relative to memorializing the President and Congress to provide for old age pensions.

WHEREAS, The problem of the care of the dependent aged has recently attained major proportions throughout the Nation, due in large part to the increasing mechanization of our industrial system and to the economic depression our country has been suffering, which has destroyed the financial independence of large numbers of our people, including those who had prudently prepared for the time when they could no longer earn a livelihood; and

WHEREAS, The problem is seriously complicated by the fact that the people of the United States freely exercise their right to change their residence, so that the States and communities in which many of our dependent aged live are not those to the economic building of which they have directly contributed; and

WHEREAS, Because of various factors, such as relative liberality of care of the dependent aged, climatic advantages, and the economic opportunities offered by certain areas prior to the depression, some States and communities have within their borders a disproportionately large number of dependent aged; and

WHEREAS, The financial burden of care of the dependent aged is so great in some States that the economic welfare and stability of such States are seriously affected and even threatened; and

WHEREAS, It is evident that the problem has become one which can be satisfactorily met only on a National scale, and that the Federal government must assist the State and local communities if the dependent aged, who during their years of usefulness have contributed to the economic life of the Nation, are to be cared for even on a minimum basis; and

WHEREAS, The President of the United States has recognized the responsibility of the Federal government in this matter, and has indicated that he will recommend to the Congress of the United States, at its next session, that there be legislation bearing on this problem; and

WHEREAS, It is well known that under modern conditions, with advanced industrial and business methods, and the availability of abundant qualified labor, the age of employability has changed considerably, and where but recently the wage earner could look forward with considerable confidence to earning a livelihood well beyond the age of 50, expectations today are much more limited, so that the age for retirement should be lower now than it has ever been; and

WHEREAS, It seems the part of wisdom to retire from industry and business as early as possible those who because of advancing age are beginning to become relatively inefficient, and so to give more opportunity for employment and advancement to younger workers; and

WHEREAS, Experience has shown that property disqualifications effect a serious injustice, and penalize those whose prudence and thrift has led them to prepare for old age by investment in a home or other small holdings, but who have no income with which to support themselves and to preserve their property, for which there is often no market; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly, That the President and the Congress of the United States be urged to consider the enactment of an old age pensions law to provide for the retirement and care of dependent aged persons in the United States, with adequate provision to alleviate the present burden of such care on the States and local communities, and with liberal provisions as regards age of retirement and disqualification because of ownership of property, to the end that a humanitarian and practical system of care of the dependent aged may be secured; and be it further

Resolved, That the Governor of the State of California transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and member of the House of Representatives from California in the Congress of the United States, and that such Senators and members from California be urged to support such legislation.

Assembly Joint Resolution No. 1 read.

The question being on the adoption of Assembly Joint Resolution No. 1.

The roll was called, and the resolution was adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Denel, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Jepsen, Jones, King, McColl, McCormack, McKinley, Mixer, Parkman, Perry, Pierovich, Reindollar, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Swing, Tickle, Wagy and Williams—31.

NOES—None.

Assembly Joint Resolution No. 1 ordered transmitted to the Assembly.

ADJOURNMENT.

At eight o'clock and fifty-five minutes p.m., the President pro tempore declared the Senate adjourned out of respect to the Honorable James Rolph, Jr., late Governor of the State of California, until ten o'clock a.m., Thursday, September 13, 1934.

F. E. DALIN, Minute Clerk.

IN SENATE

SENATE CHAMBER,
SACRAMENTO, Thursday, September 13, 1934.

The Senate met at ten o'clock a.m.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

ROLL CALL.

The roll was called, and the following Senators answered to their names:

Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. William F. Ehmann.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, September 12, 1934, the further reading was dispensed with, on motion of Senator Slater.

SENATOR BUSH IN THE CHAIR.

At ten o'clock and five minutes a.m., Senator Bush of the Twenty-second District was called to the chair.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received and read:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE,
SACRAMENTO, September 12, 1934.

Hon. Arthur H. Breed, President of the Senate, Sacramento, California.

DEAR MR. PRESIDENT: Herewith enclosed please find letter under date of September 12th, received from Hon. Vernon D. Northrop, Emergency Relief Administrator, relative to Senate Constitutional Amendment No. 1.

I am transmitting copy of his letter, the original of which is on file in this office, to the Senate in harmony with his request.

Very sincerely yours,

FRANK F. MERRIAM,
Governor of California.

STATE OF CALIFORNIA, EMERGENCY RELIEF ADMINISTRATOR.

SACRAMENTO, September 12, 1934.

*To His Excellency, Acting Governor Frank F. Merriam,
State Capitol, Sacramento, California.*

HONORABLE SIR: This letter is being addressed to you in an eleventh hour effort to place clearly before you the position of the Federal government with regard to

the Senate Constitutional Amendment No. 1, now pending before the Legislature. It is my hope that you will transmit it to the Assembly for the purpose of avoiding passage of the amendment in its present form.

The ostensible purpose of this amendment is to make available \$24,000,000 of State funds for unemployment relief to be merged with funds anticipated from the Federal Emergency Relief Administration for unemployment relief. The bill contemplates that these joint funds will be administered by a single agency.

I fear that the amendment in the form passed unanimously by the State Senate this afternoon will fail to accomplish such purposes. The amendment is reported to provide: "for relief of unemployment and human need." I wish to point out that Federal funds may be expended only for unemployment relief; funds available for general human needs other than unemployment relief may not be merged with funds granted by the Federal government for unemployment relief; neither will the granting of funds by the State for general human need other than unemployment relief be regarded by the Federal administration as joint participation in an unemployment relief program.

The amendment also contemplates a joint administration for general human need as well as unemployment relief and names as administrator, a chief of a division in the State Department of Social Welfare. It is further stated that the powers of the administrator may be vested in the Director of the Department of Social Welfare. It seems to me highly desirable that full power to administer unemployment relief only be vested in a commission and an administration set up for the exclusive purpose of administering such relief. The problems to be met are of an emergency nature and established State departments are governed by regulations which were not drawn in contemplation of a program involving problems of this nature and which also involves participation by a Federal agency.

I wish to point out further that the administrative authority set up in this bill is so ambiguous that it would be exceedingly difficult for the Federal Emergency Relief Administration to predicate any participation upon its terms.

In order to meet the emergency adequately, the administering agencies should not be governed by existing legal requirements of State departments set up to meet permanent and stable conditions. The administration agencies set up by the bill should be subject only to special administrative laws and regulations that may be enacted by the State and the rules and regulations of the Federal Emergency Relief Administration.

I wish to make clear that my thought is that the commission and the administrator should be State of California agencies, administering funds granted by both—the State government and the Federal Emergency Relief Administration. They should be made up of competent public spirited persons whose records are such as to inspire your confidence, the confidence of Californians and the confidence of the Federal Emergency Relief Administration.

Your attention is called to the fact that, excepting for Federal grants, California is practically without unemployment relief funds at present. Even if the amendment now contemplated is passed, no stated funds will be available for expenditure until after the first of next year. It is apparent, therefore, that if that portion of unemployment relief heretofore provided by State and local funds is to be met for the ensuing four months, it must be met by increased Federal grants.

With this consideration in mind, I am sure, you will appreciate the vital interest of the Federal administration in the agency which will be set up to administer the funds it is being asked to supply. The request to the Federal administration to supply the deficiency caused by the exhaustion of State and local funds, as you know, was predicated upon the proposition that California was to supply \$24,000,000 for unemployment relief for the fiscal year ending June 30, 1935. It was estimated that approximately \$50,000,000 would be required from the Federal Emergency Relief Administration during that period. It is vital, therefore, that the \$24,000,000 should be provided by the amendment solely for unemployment relief and explicitly for the fiscal year ending June 30, 1935.

And, in conclusion, I reiterate my belief that the amendment should provide for the setting up of an independent State agency for the administration of this money and any moneys which may be granted to the State by the Federal Emergency Relief Administration.

Respectfully,

(Signed)

VERNON D. NORTHROP, Acting Administrator.

Communication ordered printed in the Journal.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the pro-

tection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

ARTHUR A. OHNIMUS, Chief Clerk.
By RAY RIORDAN, Assistant Clerk.

Assembly Bill No. 4 read first time, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Concurrent Resolution No. 1—Relative to a Joint Legislative Committee to Study the Subject of Unemployment Insurance, and to report thereon at the next regular session of the Legislature—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—14.

SWING, Chairman.

Senate Concurrent Resolution No. 1 ordered on file.

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that the amendments be adopted, and the bill be re-referred to this committee.

Committee membership—7; committee vote: Ayes—7.

MIXTER, Chairman.

SECOND READING OF ASSEMBLY BILL NUMBER ONE.

Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

CONSIDERATION OF COMMITTEE AMENDMENTS.

Pursuant to the report of the Committee on Irrigation, the following amendments to Assembly Bill No. 1 were read:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the words "any install-", and insert in lieu thereof the word "all".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the words "ment or".

AMENDMENT NUMBER THREE.

On page 2, line 6, of the printed bill, after the word "taxes", insert the following: "or assessments".

Amendments adopted.

Assembly Bill No. 1 read second time, ordered to reprint, and re-referred to Committee on Irrigation.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read :

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 1—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency

thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and section 69, incorporating in the district lands formerly public lands; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act;

Also: Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof; Has had the same under consideration, and respectfully reports the same back with the recommendation that they do pass.

Committee membership—7; committee vote: Ayes—7.

MIXTER, Chairman.

Senate Bills Nos. 1 and 3 ordered on file.

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 2—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—7; committee vote: Ayes—6; absent—1.

RILEY, Chairman.

SECOND READING OF SENATE BILLS.

Senate Bill No. 2—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

Senate Bill No. 2 read second time, considered correctly engrossed, and ordered on file for third reading.

Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Senate Bill No. 4 read second time, considered correctly engrossed, and ordered on file for third reading.

Senate Bill No. 1—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

Senate Bill No. 1 read second time, considered correctly engrossed, and ordered on file for third reading.

THIRD READING OF SENATE BILL NUMBER ONE.

Senate Bill No. 1—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as

amended, new sections to be numbered and providing as follows, to wit: Section 2540, relating to disposal of tax-deeded and tax-deficient lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and declaring the legislative intent as to the constitutionality and declaring the urgency of this act.

Bill read a third time.

CONSTITUTION SUSPENDED.

The following resolution was offered.

By Senator Difani.

Resolved, That Senate Bill No. 1 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with and it is ordered that said bill be read the third time and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Felton, Gardner, Harper, Hays, Hulse, Ingos, Jones, King, McCall, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Powers, Reid, R. R. Rich, Riley, Schauky, Seawell, Sharkey, Slater, Snyder, Stow, Sweng, Tickle, Wagy and Williams—36.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering at this time, Senate Bill No. 1.

URGENCY CLAUSE.

SEC. 7. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of section 15 of Article IV of the Constitution of the State of California, and shall take effect immediately.

The facts constituting such necessity are as follows: Palo Verde Irrigation District is in dire distress financially, the lands therein have become greatly overburdened by the payment of taxes and consequently bonds issued and assumed by said district are in default and operation and maintenance funds are exhausted. Said district has adopted a plan of refinancing its bonded and other indebtedness by a loan from the Reconstruction Finance Corporation, by which the existing bonds will be refunded on the basis of approximately one-quarter of the principal thereof and have adopted a rehabilitation plan, for the purpose of returning tax-deeded lands to private ownership. The amendments to said act herein contained are necessary to facilitate and accomplish said refinancing plan. If the said refinancing plan can not be promptly consummated and the tax-deficient and tax-deeded lands returned to private ownership, the operation and maintenance of the levees, drainage and irrigation system can not be kept up and a great menace and danger to life, health and property will shortly exist.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Felton, Gardner, Harper, Hays, Hulse, Jepperson, Jones, King, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Powers, Reid, R. R. Rich, Riley, Schauky, Seawell, Sharkey, Slater, Snyder, Stow, Sweng, Tickle, Wagy and Williams—34.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 1 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—36.
 NOES—None.

Title read and approved.

Senate Bill No. 1 ordered transmitted to the Assembly.

CONSIDERATION OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senators Hulse and Schottky :

Resolved, That Senate Bill No. 3 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—35.
 NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 3.

SECOND READING OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Senate Bill No. 3 read second time, considered correctly engrossed, and on file for third reading.

THIRD READING OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Bill read third time.

URGENCY CLAUSE.

SEC. 4. This act is hereby declared to be an urgency measure within the meaning of section 1 of Article IV of the Constitution, necessary for the immediate preservation of the public peace, health and safety and as such shall take effect immediately.

The following is a statement of facts constituting such necessity :

Due to the agricultural depression which has existed for the past several years, many landowners in irrigation districts in the State have been unable to meet their annual taxes and assessments with the result that their land has been sold to the district. The heavy penalties necessary to be paid as now provided by law, and which continually increase, makes it impossible for the landowner to redeem his land and thousands of landowners are now threatened with the loss of their land. If the land is not redeemed and it is deeded to the district, it then becomes nonassessable for district purposes, and the burden becomes all the heavier on the other landowners in the district, causing more delinquency and loss. The result will seriously

affect the revenues of the districts during the current and succeeding fiscal years, with consequent danger to the functioning of the districts, unless a means of retaining the lands in possession of their owners, is immediately provided.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Fellom, Gordon, Hays, Hulse, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagay and Williams—35.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 3 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagay and Williams—37.

NOES—None.

Title read and approved.

Senate Bill No. 3 ordered transmitted to the Assembly.

CONSIDERATION OF SENATE BILL NUMBER TWO.

Senate Bill No. 2—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Swing:

Resolved, That Senate Bill No. 2 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagay and Williams—35.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 2.

RE-REFERENCE OF SENATE BILL NUMBER TWO.

On motion of Senator Swing, Senate Bill No. 2 was re-referred to Committee on Rules.

CONSIDERATION OF SENATE BILL NUMBER FOUR.

Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator McCormack:

Resolved, That Senate Bill No. 4 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—36.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 4.

THIRD READING OF SENATE BILL NUMBER FOUR.

Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 4 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—35.

NOES—None.

Title read and approved.

Senate Bill No. 4 ordered transmitted to the Assembly.

RESOLUTION.

The following resolution was offered:

By Senator Deuel:

WHEREAS, The Legislature of the State of California did provide by an act adopted at the fiftieth session of the California Legislature for the organization and management of horticultural improvement districts, which said act was approved by the Governor of California on the fifteenth day of May, 1933, and immediately became effective; and

WHEREAS, Under and by virtue of the authorization of said act, Horticultural Development District No. 1 was duly and legally created and it thereupon applied to the Public Works Administrator for a loan for the purpose of replanting and rehabilitating citrus groves destroyed by the frost of December, 1932, which said petition is now before the Public Works Administration at Washington and which said petition had heretofore been approved by the local Public Works Administration for California; and

WHEREAS, The money for which said application is made, namely, \$721,357, will be used to restore more than 2000 acres of citrus groves destroyed by an act of nature and will not only restore an industry which will be self-sustaining but

relieve an acute and distressing condition brought about by a natural calamity, and is not only in strict accord with the relief measures of the Federal government but is amply secured by the lands to be restored; now, therefore, be it

Resolved, That the Senate of the State of California hereby memorializes and petitions the President of the United States of America to bring about the granting of said application that said industry may be restored; and, be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States of America.

Resolution referred to Committee on Rules.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Senator Swing:

SENATE CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: In accordance with the provisions of the rules of the Senate, I request permission to introduce a bill, the title of which is set forth below:

An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Request referred to Committee on Rules.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 2—Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature.

ARTHUR A. O'HINIMUS, Chief Clerk.

By RAY RIORDAN, Assistant Clerk.

Assembly Concurrent Resolution No. 2 referred to Committee on Rules.

RECESS.

On motion of Senator Breed, at twelve o'clock and twenty-eight minutes p.m., the President pro tempore of the Senate declared recess until two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

SENATOR BUSH IN THE CHAIR.

At two o'clock and one minute p.m., Senator Bush of the Twenty-second District was called to the chair.

RECESS.

On motion of Senator Breed, at two o'clock and ten minutes p.m., the President pro tempore of the Senate declared recess until four o'clock p.m.

RECONVENED.

At four o'clock p.m., the Senate reconvened.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended—has had the same under consideration, and respectfully reports the same back and recommends that the bill be considered by the Senate without reference to committee.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

CONSIDERATION OF ASSEMBLY BILL NUMBER FOUR.

Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Hays:

Resolved, That Assembly Bill No. 4 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, King, McColl, McCormack, McKinley, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Stow, Swing, Tickle and Williams—33.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 4.

By

SECOND READING OF ASSEMBLY BILL NUMBER FOUR.

Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

Assembly Bill No. 4 read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILL NUMBER FOUR.

Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 4 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difuni, Duval, Edwards, Felton, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Sharkey, Slater, Stow, Swing, Tickle, Wagy and Williams—36.

NOES—None.

Title read and approved.

Assembly Bill No. 4 ordered transmitted to the Assembly.

EXPLANATION OF VOTE.

Senator Perry asked for, and was granted, permission to have the following explanation of his vote upon Assembly Bill No. 4 printed in the Journal:

I voted "Aye" upon this bill after consultation with officials of the Federal Forestry Service in which they led me to understand that the land and timber taken from the assessment rolls of Humboldt County would not materially affect the revenues of the county.

MOTION.

Senator Swing moved that a committee of three Senators be appointed by the President pro tempore of the Senate for the purpose of meeting with a like committee of the Assembly to consider Senate Constitutional Amendment No. 1.

Motion carried.

APPOINTMENT OF COMMITTEE ON CONFERENCE.

The President pro tempore announced the appointment of Senators Swing, Hays and Rich as a Committee on Conference, to meet with a like committee from the Assembly to consider Senate Constitutional Amendment No. 1.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Concurrent Resolution No. 2—Relative to a Joint Legislative Committee to Study the Subject of Unemployment Insurance, and to report thereon at the next regular session of the Legislature has had the same under consideration, and respectfully reports the same back and recommends that it be re-referred to the Committee on Judiciary.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

Assembly Concurrent Resolution No. 2 ordered re-referred to Committee on Judiciary.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 2840, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

ARTHUR A. OHNIMUS, Chief Clerk.
By RAY RIORDAN, Assistant Clerk.

Assembly Bill No. 8 read first time, and referred to Committee on Rules.

ADJOURNMENT.

At four o'clock and fifty minutes p.m., the President pro tempore declared the Senate adjourned until ten o'clock a.m., Friday, September 14, 1934.

F. E. DALIN, Minute Clerk.

IN SENATE

SENATE CHAMBER,
SACRAMENTO, Friday, September 14, 1934.

The Senate met at ten o'clock a.m.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

ROLL CALL

The roll was called, and the following Senators answered to their names:

Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jaspersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. William F. Ehlmann.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, September 13, 1934, the further reading was dispensed with, on motion of Senator Slater.

LEAVES OF ABSENCE.

Senator Reindollar was, on motion of Senator Duval, granted leave of absence for this day.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Also: Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

ARTHUR A. OHNIMUS, Chief Clerk.

By RAY RIORDAN, Assistant Clerk.

Senate Bills Nos. 3 and 4 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 5—Relative to adjournment sine die.

ARTHUR A. OHNIMUS, Chief Clerk.

By RAY RIORDAN, Assistant Clerk.

Assembly Concurrent Resolution No. 5 referred to Committee on Rules.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately;

Also: Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately;

Also: Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk.

By RAY RIORDAN, Assistant Clerk.

Assembly Bills Nos. 3, 7, 10 and 12 read first time, and referred to Committee on Rules.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk.

By RAY RIORDAN, Assistant Clerk.

Assembly Bill No. 13 read first time, and referred to Committee on Rules.

SENATOR HARPER IN THE CHAIR.

At ten o'clock and fifteen minutes a.m., Senator Harper of the Fortieth District was called to the chair.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Senator Hulse:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, I request permission to introduce a bill, the title of which is set forth below:

An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Request referred to Committee on Rules.

By Senator Pierovich:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: In accordance with the provisions of Senate Rule No. 24, I request permission to introduce a bill, the title of which is set forth below:

An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, September 13, 1934.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Concurrent Resolution No. 2—Relative to a Joint Legislative Committee to Study the Subject of Unemployment Insurance, and to report thereon at the next regular session of the Legislature—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—14.

SWING, Chairman.

Assembly Concurrent Resolution No. 2 ordered on file.

RECESS.

On motion of Senator Breed, at ten o'clock and twenty minutes a.m., the President of the Senate declared recess until call by the President pro tempore.

RECONVENED.

At eleven o'clock and forty-five minutes a.m., the Senate reconvened. Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Secretary Joseph A. Beek at the desk.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committee were received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy

throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to the Committee on Roads and Highways.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

Assembly Bill No. 12 ordered re-referred to Committee on Roads and Highways.

Also:

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to the Committee on Irrigation.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

Assembly Bill No. 10 ordered re-referred to Committee on Irrigation.

Also:

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to the Committee on Judiciary.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

Assembly Bill No. 3 ordered re-referred to Committee on Judiciary

Also:

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to the Committee on Judiciary.

Committee membership—5.

BREED, Chairman.

Assembly Bill No. 7 ordered re-referred to Committee on Judiciary.

Also:

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act—has had the same under consideration, and respectfully reports the same back, and recommends that it be considered by the Senate without reference to committee.

Committee membership 5; committee vote: Ayes—5.

BREED, Chairman.

CONSIDERATION OF ASSEMBLY BILL NUMBER EIGHT.

The Senate took up for consideration Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the

United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Difani:

Resolved, That Assembly Bill No. 8 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jaspersen, Jones, King, McColl, McKinley, Mixer, Moran, Perry, Pierovich, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Swing, Tickle, Wagy and Williams—33.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15, of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 8.

SECOND READING OF ASSEMBLY BILL NUMBER EIGHT.

Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

Assembly Bill No. 8 read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILL NUMBER EIGHT.

Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

Bill read third time.

URGENCY CLAUSE.

SEC. 7. This act is hereby declared to be an urgency measure, necessary for the immediate preservation of the public peace, health and safety within the meaning of section 1 of Article IV of the Constitution of the State of California, and shall take effect immediately.

The facts constituting such necessity are as follows: Palo Verde Irrigation District is in dire distress financially, the lands therein have become greatly in arrears in the payment of taxes and consequently bonds issued and assumed by said district are delinquent and operation and maintenance funds are exhausted. Said district has adopted a plan of refinancing its bonded and other indebtedness by a loan from the Reconstruction Finance Corporation, by which the existing bonds will be refunded on the basis of approximately one-quarter of the principal thereof and has adopted a rehabilitation plan, for the purpose of returning tax-deeded lands to private ownership. The amendments to said act herein contained are necessary to facilitate and accomplish said refinancing plan. If the said refinancing plan can not be promptly consummated and the tax-delinquent and tax-deeded lands returned to private ownership, the operation and maintenance of the levees, drainage and irrigation system can not be kept up and a great menace and danger to life, health and property will shortly exist.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Powers, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—35.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 8 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Denel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—33.

NOES—None.

Title read and approved.

Assembly Bill No. 8 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

MIXTER, Chairman.
SCHOTTKY.
CRITTENDEN.
HULSE.
BUSH.
DIFANI.
WAGY.

CONSIDERATION OF ASSEMBLY BILL NUMBER TEN.

The Senate took up for consideration Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

CONSTITUTION SUSPENDED.

The following resolution was offered.

By Senator Mixer:

Resolved, That Assembly Bill No. 10 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section

requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Harper, Hays, Hulse, Ingels, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—34.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 10.

SECOND READING OF ASSEMBLY BILL NUMBER TEN.

Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Assembly Bill No. 10 read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILL NUMBER TEN.

Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 10 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—35.

NOES—None.

Title read and approved.

Assembly Bill No. 10 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—7; committee vote: Ayes—7.

(Signed out)

MIXTER, Chairman.
HULSE.
DIFANI.
SCHOTTKY.
WAGY.
CRITTENDEN.
BUSH.

THIRD READING OF ASSEMBLY BILL NUMBER ONE.

The Senate took up for consideration, Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Bill read third time.

URGENCY CLAUSE.

SEC. 4. This act is hereby declared to be an urgency measure within the meaning of section 1 of Article IV of the Constitution, necessary for the immediate preservation of the public peace, health and safety and as such shall take effect immediately.

The following is a statement of facts constituting such necessity:

Due to the agricultural depression which has existed for the past several years, many landowners in irrigation districts in the State have been unable to meet their annual taxes and assessments with the result that their land has been sold to the district. The heavy penalties necessary to be paid as now provided by law, and which continually increase, makes it impossible for the landowner to redeem his land and thousands of landowners are now threatened with the loss of their land. If the land is not redeemed and it is deeded to the district, it then becomes nonassessable for district purposes, and the burden becomes all the heavier on the other landowners in the district, causing more delinquency and loss. The result will seriously affect the revenues of the districts during the current and succeeding fiscal years, with consequent danger to the functioning of the districts, unless a means of retaining the lands in possession of their owners, is immediately provided.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—36.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—35.

NOES—None.

Title read and approved.

Assembly Bill No. 1 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Pierovich to introduce a bill entitled—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted, and that the bill be referred to the Committee on Judiciary.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—35.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

By Senator Pierovich: Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

Bill read first time, and ordered referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred a request by Senator Hulse to introduce a bill entitled—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted, and that the bill be referred to the Committee on Judiciary.

Committee membership—5; committee vote: Ayes 5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—35.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

By Senator Hulse: Senate Bill No. 6—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read first time, and ordered referred to Committee on Judiciary.

RECESS.

On motion of Senator Jones, at twelve o'clock and fifteen minutes p.m., the President pro tempore of the Senate declared recess until two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

SENATOR INGELS IN THE CHAIR.

At two o'clock and fifteen minutes p.m., Senator Ingels of the Fourth District was called to the chair.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 6—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that the amendments be adopted, and the bill do pass as amended.

Committee membership—14.

SWING, Chairman.

CONSIDERATION OF SENATE BILL NUMBER SIX.

The Senate took up for consideration Senate Bill No. 6—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Hulse:

Resolved, That Senate Bill No. 6 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Denel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—35.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 6.

SECOND READING OF SENATE BILL NUMBER SIX.

Senate Bill No. 6—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

CONSIDERATION OF COMMITTEE AMENDMENTS.

Pursuant to the report of the Committee on Judiciary, the following amendments to Senate Bill No. 6 were read:

AMENDMENT NUMBER ONE.

On page 1, line 1 of the title of the printed bill as introduced, strike out "and 3817d", and insert in lieu thereof a comma and the following: "3817d and 3897".

AMENDMENT NUMBER TWO.

On page 10, between lines 35 and 36 of the printed bill as introduced, insert the following:

"SEC. 8a. Section 3897 of the Political Code is hereby amended to read as follows:

3897. Except when otherwise disposed of as provided in section 3897a and 3897h of this code, whenever the State shall have become the owner of any property sold for taxes and the deed to the State has been filed with the Controller as provided in section 3785, the tax collector of the county, or city and county, in which said land is located shall sell at public auction to the highest bidder for cash in lawful money of the United States the property or any part thereof when directed by the board of supervisors of his county in the manner following; provided that the tax collector shall not proceed with the sale of any land within any political subdivision or taxing agency which has taken title to said land, if the governing body of said subdivision or agency shall file with the tax collector and the board of supervisors certified copies of a resolution adopted by such governing body objecting to such sale.

He must give notice of such sale by publication once in some newspaper published in the county or city and county, or if there be no newspaper published therein, then by posting a notice in three conspicuous places in the county or city and county, one of which shall be in the United States post office nearest the land. In addition to such publication or posting a copy of the notice shall be conspicuously posted on the land itself. Such publication and posting must be completed not less than three weeks prior to the sale. Such notices must state specifically the place and the day and hour of sale and shall contain a description of the property to be sold and shall also contain the name of the person to whom the property was assessed, on the county assessment roll for each year on which there may be delinquent taxes against said property or any part thereof. It shall be the duty of the tax collector to mail within five days, after the publication of said notice of sale a copy of said notice, postage thereon prepaid to the party to whom the land was last assessed nearest before the sale, at his last known post-office address, and shall also mail a copy of said notice, postage prepaid, to the State Controller and clerk or secretary of the governing board of each political subdivision or taxing agency having the right to levy taxes or assessments on the land involved and any such subdivision or agency having taxes or assessments levied on any parcel may bid on such parcel.

All moneys received on account of any such sales shall be immediately transmitted by the tax collector to the county treasurer together with a report showing the amount of costs which the county has expended on account of the making of such sale, showing the total sums received for individual parcels, which parcels shall be identified in said report by year, page and number of delinquency roll, and a duplicate thereof shall be filed with the county auditor and the board of supervisors, which shall, at its first regular meeting in not less than five nor more than thirty days thereafter, confirm or reject said sale. Upon rejection the purchase money shall be refunded. Upon confirmation, the tax collector shall issue a deed to the purchaser. The amount of expenses so reported shall be deposited in the county general fund and the balance shall be deposited in the delinquent tax sale trust fund.

Upon the receipt of said duplicate report and such confirmation by the board of supervisors the auditor shall mail a copy thereof to the State Controller and to the secretary or clerk of the governing board of each political subdivision capable under the law of levying taxes or assessments upon the land covered by such sale, and shall enclose therewith a notice describing such land, and that claims on the amount received from the sale thereof must be made within a period of six months from the date of the mailing of such notices.

Upon the receipt of such notices it shall be the duty of the State Controller and the governing board of any political subdivision having taxes levied upon the land described in said notices to forward a claim thereon to the county auditor setting forth the amount of the tax or assessment first delinquent levied on such land, by, and still unpaid to, the political subdivision or district for which said claim is being made. On the first meeting day of the board of supervisors following the expiration of six months from the date of mailing such notices, as aforesaid, by said county auditor, the county auditor shall present all such claims received by him to the said board of supervisors and the board of supervisors, if said claims be correct, shall order the money received from the sale of each parcel of land to be divided pro rata among the taxing agencies having filed claims in accordance with the proportion which such first delinquent tax or assessment bears to the total of all such taxes or assessments first delinquent in each district or political subdivision involved, and the

auditor shall draw and mail warrants on said delinquent tax sale trust fund in accordance with said order. If the board of supervisors dispute the correctness of any such claim, the money received from the sale of the individual parcel or parcels involved in such disputed claim shall remain in said trust fund until the settlement of said claim by agreement of the governing boards or officers of the various taxing agencies or by judgment of a court of competent jurisdiction.

A deed given by the tax collector upon a sale made as in this section provided shall convey title to the purchaser free and clear of all liens, taxes, assessments or encumbrances of any kind or character whatsoever levied or assessed or liened on the property which are due at the time of such sale so conveyed prior to the date of such sale, and, except as against actual fraud, such deed duly acknowledged shall be prima facie evidence of the regularity of all proceedings from the assessment of the assessor to and including the execution of such deed. Nothing in this section contained shall be deemed to unlift or amend the provisions of section 12 of "Improvement Bond Act of 1915" or of any provision amendatory thereof or supplemental thereto with reference to the title acquired by a purchaser at a tax collectors sale or at a resale by the city.

No action, suit or proceeding to set aside, cancel, or question the validity of any proceedings instituted under the provisions of this section shall be instituted or maintained unless the same shall have been commenced within six months after the date of the execution of the deed of the tax collector and thereafter all persons shall be barred from commencing or prosecuting any such action or maintaining any defense in any action based upon the alleged invalidity or alleged irregularity in such proceeding. The burden of proof in any such action or proceeding shall be upon the plaintiff to show invalidity of taxes, assessments, or sales of which he complains.

If no other taxing agencies, except State and county, or city and county, are involved the amount received from the sale shall be distributed as provided in section 3898.

Any deed given under this section shall be subject to any lease theretofore given under the provisions of section 3774.

Amendments adopted.

Senate Bill No. 6 read second time, considered correctly engrossed, and ordered on file for third reading.

THIRD READING OF SENATE BILL NUMBER SIX.

Senate Bill No. 6—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

URGENCY CLAUSE.

SEC. 9. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety, within the meaning of section 1 of Article IV of the Constitution, and shall therefore go into immediate effect. The facts constituting the necessity are as follows: Due to the widespread depression, many taxpayers have been unable to pay their taxes, or to redeem their property from sale to the State for delinquency. By permitting redemption without penalties, many taxpayers will be enabled to redeem their property, restore the same to the tax rolls, and thereby add revenue for the operation and maintenance of government.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Busb, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle and Wagy—34.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 6 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKin-

ley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle and Wagy—35.
 NOES—None.

Title read and approved.

Senate Bill No. 6 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that the amendments be adopted, and the bill do pass as amended.

Committee membership 14.

SWING, Chairman.

CONSIDERATION OF ASSEMBLY BILL NUMBER THREE.

The Senate took up for consideration Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator McKinley:

Resolved, That Assembly Bill No. 3 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Denel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—36.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 3.

SECOND READING OF ASSEMBLY BILL NUMBER THREE.

Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately.

CONSIDERATION OF COMMITTEE AMENDMENT.

Pursuant to the report of the Committee on Judiciary, the following amendment to Assembly Bill No. 3 was read:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the original typewritten bill, strike out the figure "7", and insert in lieu thereof the figure "5".

Amendment adopted.

Assembly Bill No. 3 read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILL NUMBER THIRTEEN.

Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

URGENCY CLAUSE.

SEC. 2. This act is hereby declared an urgency measure deemed necessary for the immediate preservation of the public peace, health and safety within the meaning of section 1 of Article IV of the Constitution of the State of California, and as such it shall take effect immediately. The facts constituting such necessity are as follows:

Extensions of time given by statutes of this State similar to this act will soon cease. The Legislature declares that an economic crisis and period of financial distress still exists in this State. It is necessary for this act to take effect immediately to prevent the loss of lands and homes by a large number of school land purchasers.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Denel, Difani, Duval, Edwards, Fellom, Gordon, Hays, Hulse, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—34.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 3 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Denel, Difani, Duval, Edwards, Fellom, Gordon, Hays, Ingels, Jespersen, King, McColl, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—32.

NOES—None.

Title read and approved.

Assembly Bill No. 3 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessments or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—15.

EDWARDS, Chairman.

CONSIDERATION OF ASSEMBLY BILL NUMBER THIRTEEN.

The Senate took up for consideration Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessments or special assessment tax, or arising out of the issuance of any special assessment

bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Rich:

Resolved, That Assembly Bill No. 13 presents a ease of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle and Wagy—34.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 13.

SECOND READING OF ASSEMBLY BILL NUMBER THIRTEEN.

Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately.

AMENDMENT FROM THE FLOOR.

During second reading of Assembly Bill No. 13, the following amendment, offered by Senator Rich, was read:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the word "until", strike out the words and figures "December 31", and insert in lieu thereof the following: "February 28".

Amendment adopted.

Assembly Bill No. 13 read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILL NUMBER THIRTEEN.

Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read third time.

URGENCY CLAUSE.

SEC. 5. This act is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, within the

meaning of section 1 of Article IV of the Constitution and shall therefore take effect immediately.

The following is the statement of the facts constituting such necessity: As a result of peculiar and exceptional economic conditions arising out of the present business depression a large number of owners of homes and other real property are unable to meet special assessments on their property and will be so unable during the next year. Such property, as a result of the depression, has neither a reasonable existing sale value nor does it at present furnish satisfactory or realizable security for raising funds with which these assessments can be paid. If these persons lose their homes as a result of proceedings arising out of nonpayment of these assessments, the tremendous burden of their support and maintenance will have to be assumed by the State or by local taxation to the great injury of the State or local governments of this State. It is therefore necessary that the temporary relief given by this act be immediately extended and therefore this act should take effect immediately.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—33.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 13 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Seawell, Sharkey, Slater, Snyder, Tickle and Wagy—32.

NOES—None.

Title read and approved.

Assembly Bill No. 13 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—14.

SWING, Chairman.

CONSIDERATION OF SENATE BILL NUMBER FIVE.

The Senate took up for consideration Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture

made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Pierovich:

Resolved, That Senate Bill No. 5 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Sharkey, Slater, Snyder, Tinkle, Wagy and Williams—33.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 5.

SECOND READING OF SENATE BILL NUMBER FIVE.

Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

AMENDMENTS FROM THE FLOOR.

During second reading of Senate Bill No. 5, the following amendments, offered by Senator Pierovich, were read:

AMENDMENT NUMBER ONE.

In section 2 of the bill as introduced, after the comma following "1935", insert the following: "except in the case of mining property".

AMENDMENT NUMBER TWO.

In section 6 of the bill as introduced, after the period following "6", strike out "No", and insert in lieu thereof the following: "Except in the case of mining property, no".

Amendment adopted.

Senate Bill No. 5 read second time, considered correctly engrossed, and ordered on file for third reading.

THIRD READING OF SENATE BILL NUMBER FIVE.

Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

Bill read third time.

URGENCY CLAUSE.

SEC. 8. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety, within the meaning of section 1 of Article IV of the Constitution, and shall therefore go into immediate effect.

The facts constituting the necessity are as follows: A severe economic depression exists throughout the State, rendering many of its citizens unable to pay the principal sum of their debts or to otherwise refinance their loans. As a result thereof, through foreclosure actions, they are being deprived of their property.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Duval, Edwards, Fellom, Gordon, Harper, Hays, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—35.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 5 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Duval, Edwards, Fellom, Gordon, Harper, Hays, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Swing, Tickle, Wagy and Williams—33.

NOES—None.

Title read and approved.

Senate Bill No. 5 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately—has had the same under

consideration, and respectfully reports the same back with amendments, and recommends that the amendments be adopted, and the bill be passed as amended.

Committee membership—15.

EDWARDS, Chairman.

CONSIDERATION OF ASSEMBLY BILL NUMBER TWELVE.

The Senate took up for consideration Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Swing:

Resolved, That Assembly Bill No. 12 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Bush, Crittenden, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Waggy and Williams—34.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 12.

SECOND READING OF ASSEMBLY BILL NUMBER TWELVE.

Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments and declaring the urgency thereof, to take effect immediately.

CONSIDERATION OF COMMITTEE AMENDMENTS.

Pursuant to the report of the Committee on Roads and Highways, the following amendments to Assembly Bill No. 12 were read:

AMENDMENT NUMBER ONE.

On page 2, line 38, of the printed bill, as amended, strike out the word "or", and insert in lieu thereof the following: "of".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, as amended, strike out lines 41 to 43, inclusive, and insert in lieu thereof the following: "sought to be refunded".

AMENDMENT NUMBER THREE.

On page 2, line 47, of the printed bill, as amended, strike out the word "refunding".

AMENDMENT NUMBER FOUR.

On page 2, line 48, of the printed bill, as amended, immediately following the word "authorize", insert the following: "the".

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill, as amended, strike out lines 3 to 10, inclusive, and insert in lieu thereof the following:

"(I) In the case of cities such election must be held in accordance with the procedure for the holding of an election set forth in an act of the Legislature entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof," enacted February 25, 1901, as amended."

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, as amended, strike out line 17, and insert in lieu thereof the following: "accordance with the procedure for the holding of".

AMENDMENT NUMBER SEVEN.

On page 3 of the printed bill, as amended, strike out all of line 20, and insert in lieu thereof the following: "held in accordance with the procedure for the hold-".

AMENDMENT NUMBER EIGHT.

On page 3, line 31, of the printed bill, as amended, immediately following the word "bonds", insert the following: "constituting".

AMENDMENT NUMBER NINE.

On page 3, line 33, of the printed bill, as amended, immediately following the word "readjustment.", insert the following: "In further illustration hereof but not by way of limitation upon the powers herein granted, any city is hereby authorized to issue such refunding bonds substantially in the manner and form and with the effect provided in the Improvement Act of 1911, such refunding bonds to be payable and to entitle the holders thereof to enforce, foreclose and collect the same, as provided in said Improvement Act of 1911; provided, however, anything to the contrary herein contained notwithstanding, no refunding bonds shall be payable by the levy of taxes or special assessment taxes upon all taxable property in a district, unless the bonds sought to be refunded were payable by the levy of taxes or special assessment taxes upon all taxable property in a district."

AMENDMENT NUMBER TEN.

On page 3, line 36, of the printed bill, as amended, after the word "respectively", insert a comma.

AMENDMENT NUMBER ELEVEN.

On page 4 of the printed bill, as amended, strike out lines 7 to 10, inclusive.

AMENDMENT NUMBER TWELVE.

On page 4, line 25, of the printed bill, as amended, after the word "notice", insert the following: ", for a reasonable time and in a reasonable manner,".

AMENDMENT NUMBER THIRTEEN.

On page 4 of the printed bill, as amended, strike out lines 42 to 44, inclusive, and insert in lieu thereof the following: "if such levy or assessment was for the purpose of paying the principal or interest on the bonds sought to be refunded by the plan of readjustment, in the manner and as set forth in such plan of readjustment, and the powers herein granted shall".

AMENDMENT NUMBER FOURTEEN.

On page 4, line 51, of the printed bill, as amended, after the word "to", insert the following: "any proceedings taken under".

AMENDMENT NUMBER FIFTEEN.

On page 6, line 1, of the printed bill, as amended, immediately before the word "proportion", insert the following: "purposes and the".

AMENDMENT NUMBER SIXTEEN.

On page 1 of the printed bill, as amended, strike out the title, and insert in lieu thereof the following:

"An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under said Chapter IX, and authorizing contribution by cities and counties toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately."

AMENDMENT NUMBER SEVENTEEN.

On page 5 of the printed bill, as amended, strike out lines 20 and 21, and insert in lieu thereof the following:

"Chapter 2. Relief by contribution from cities or counties."

AMENDMENT NUMBER EIGHTEEN.

On page 5 of the printed bill, as amended, strike out line 23, and insert in lieu thereof the following: "SEC. 8. Any city or county of this State".

AMENDMENT NUMBER NINETEEN.

On page 5 of the printed bill, as amended, strike out line 30, and insert in lieu thereof the following: "or county. In the case of a city, such indebted-".

AMENDMENT NUMBER TWENTY.

On page 5 of the printed bill, as amended, strike out lines 42 and 43, and insert in lieu thereof the following: "be effective for any purpose unless such city or county files in the United States District Court in".

AMENDMENT NUMBER TWENTY-ONE.

On page 5 of the printed bill, as amended, strike out line 47, and insert in lieu thereof the following: "SEC. 10. Such city or county may use in".

Amendments adopted.

Assembly Bill No. 12 read second time, and ordered on file for third reading.

FURTHER AMENDMENT FROM THE FLOOR.

During second reading of Assembly Bill No. 12, the following amendment, offered by Senator McCormack, was read:

AMENDMENT NUMBER ONE.

On page 2, line 12, of the printed bill, as amended, strike out the words "hereof and the provisions".

Amendment adopted.

Assembly Bill No. 12 read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILL NUMBER TWELVE.

Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments and declaring the urgency thereof, to take effect immediately.

Bill read third time.

URGENCY CLAUSE.

SEC. 13. This act is hereby declared to be an urgency measure within the meaning of section 1 of Article IV of the Constitution, necessary for the immediate preservation of the public peace, health and safety, and shall take effect immediately.

The facts constituting such necessity are as follows: There exist throughout the State of California economic conditions which make it impossible for property owners to pay their taxes and special assessments levied upon real or taxable property. The burden of such taxes and special assessments is so onerous in amount that great delinquencies have occurred in the collection thereof and seriously affect the ability of taxing districts to obtain the revenue necessary to conduct governmental functions and to pay obligations represented by bonds. It is essential that financial relief, as set forth in this act, be immediately afforded to such taxing districts in order to avoid serious impairment of their taxing systems, with consequent crippling of the local governmental functions of the State. This act will aid in accomplishing this necessary result and should therefore go into effect immediately.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—37.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 12 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Swing, Tickle, Wagy and Williams—36.

NOES—None.

Title read and approved.

Assembly Bill No. 12 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that the amendments be adopted, and the bill do pass as amended.

Committee membership—14.

SWING, Chairman.

CONSIDERATION OF ASSEMBLY BILL NUMBER SEVEN.

The Senate took up for consideration Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Hulse:

Resolved, That Assembly Bill No. 7 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Swing, Tickle, Wagy and Williams—36.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 7.

SECOND READING OF ASSEMBLY BILL NUMBER SEVEN.

Assembly Bill No. 7—An act to amend sections 3817e and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817e2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

CONSIDERATION OF COMMITTEE AMENDMENTS.

Pursuant to the report of the Committee on Judiciary, the following amendments to Assembly Bill No. 7 were read:

AMENDMENT NUMBER ONE.

On page 7, line 8, of the printed bill, as amended, after the word "amount", insert a comma and the following: "without interest."

AMENDMENT NUMBER TWO.

On page 8, line 19, of the printed bill, as amended, strike out the word "treasurer", and insert in lieu thereof the following: "auditor".

AMENDMENT NUMBER THREE.

On page 8, line 23, of the printed bill, as amended, strike out the words "said county treasurer", and insert in lieu thereof the following: "the treasurer of the county or city and county in which the real estate is situate,".

AMENDMENT NUMBER FOUR.

In line 1 of the title of the printed bill, as amended, strike out the words "and 3817d", and insert in lieu thereof a comma and the following: "3817d and 3897".

AMENDMENT NUMBER FIVE.

On page 10 of the printed bill, as amended, between lines 47 and 48, insert the following:

"Sec. 8a. Section 3897 of the Political Code is hereby amended to read as follows:

3897. Except when otherwise disposed of as provided in sections 3897a and 3897h of this code, whenever the State shall have become the owner of any property sold for taxes and the deed to the State has been filed with the Controller as provided in section 3785, the tax collector of the county, or city and county, in which said land is located shall sell at public auction to the highest bidder for cash in lawful money of the United States the property or any part thereof when directed by the board of supervisors of his county in the manner following; provided that the tax collector shall not proceed with the sale of any land within any political subdivision or taxing agency which has taken title to said land, if the governing body of said subdivision or agency shall file with the tax collector and the board of supervisors certified copies of a resolution adopted by such governing body objecting to such sale.

He must give notice of such sale by publication once in some newspaper published in the county or city and county, or if there be no newspaper published therein, then by posting a notice in three conspicuous places in the county or city and county, one of which shall be in the United States post office nearest the land. In addition to such publication or posting a copy of the notice shall be conspicuously posted on the land itself. Such publication and posting must be completed not less than three weeks prior to the sale. Such notices must state specifically the place and the day and hour of sale and shall contain a description of the property to be sold and shall also contain the name of the person to whom the property was assessed, on the county assessment roll for each year on which there may be delinquent taxes against said property or any part thereof. It shall be the duty of the tax collector to mail within five days, after the publication of said notice of sale a copy of said notice, postage thereon prepaid to the party to whom the land was last assessed nearest before the sale, at his last known post-office address, and shall also mail a copy of said notice, postage prepaid, to the State Controller and clerk or secretary of the governing board of each political subdivision or taxing agency having the right to levy taxes or assessments on the land involved and any such subdivision or agency having taxes or assessments levied on any parcel may bid on such parcel.

All moneys received on account of any such sales shall be immediately transmitted by the tax collector to the county treasurer together with a report showing the amount of costs which the county has expended on account of the making of such sale, showing the total sums received for individual parcels, which parcels shall be identified in said report by year, page and number of delinquency roll, and a duplicate thereof shall be filed with the county auditor and the board of supervisors, which shall, at its first regular meeting in not less than five nor more than thirty days thereafter, confirm or reject said sale. Upon rejection the purchase

money shall be refunded. Upon confirmation, the tax collector shall issue a deed to the purchaser. The amount of expenses so reported shall be deposited in the county general fund and the balance shall be deposited in the delinquent tax sale trust fund.

Upon the receipt of said duplicate report and such confirmation by the board of supervisors the auditor shall mail a copy thereof to the State Controller and to the secretary or clerk of the governing board of each political subdivision capable under the law of levying taxes or assessments upon the land covered by such sale, and shall enclose therewith a notice describing such land, and that claims on the amount received from the sale thereof must be made within a period of six months from the date of the mailing of such notices.

Upon the receipt of such notices it shall be the duty of the State Controller and the governing board of any political subdivision having taxes levied upon the land described in said notices to forward a claim thereon to the county auditor setting forth the amount of the tax or assessment first delinquent levied on such land, by and still unpaid to, the political subdivision or district for which said claim is being made. On the first meeting day of the board of supervisors following the expiration of six months from the date of mailing such notices, as aforesaid, by said county auditor, the county auditor shall present all such claims received by him to the said board of supervisors and the board of supervisors, if said claims be correct, shall order the money received from the sale of each parcel of land to be divided pro rata among the taxing agencies having filed claims in accordance with the proportion which such first delinquent tax or assessment bears to the total of all such taxes or assessments first delinquent in each district or political subdivision involved, and the auditor shall draw and mail warrants on said delinquent tax sale trust fund in accordance with said order. If the board of supervisors dispute the correctness of any such claim, the money received from the sale of the individual parcel or parcels involved in such disputed claims shall remain in said trust fund until the settlement of said claim by agreement of the governing boards or officers of the various taxing agencies or by judgment of a court of competent jurisdiction.

A deed given by the tax collector upon a sale made as in this section provided shall convey title to the purchaser free and clear of all liens, taxes, assessments or encumbrances of any kind or character whatsoever levied or assessed or liened on the property which are due at the time of such sale so conveyed prior to the date of such sale, and, except as against actual fraud, such deed duly acknowledged shall be prima facie evidence of the regularity of all proceedings from the assessment of the assessor to and including the execution of such deed. Nothing in this section contained shall be deemed to nullify or amend the provisions of section 12 of "Improvement Bond Act of 1915" or of any provision amendatory thereof or supplemental thereto with reference to the title acquired by a purchaser at a tax collectors sale or at a resale by the city.

No action, suit or proceeding to set aside, cancel, or question the validity of any proceedings instituted under the provisions of this section shall be instituted or maintained unless the same shall have been commenced within six months after the date of the execution of the deed of the tax collector and thereafter all persons shall be barred from commencing or prosecuting any such action or maintaining any defense in any action based upon the alleged invalidity or alleged irregularity in such proceeding. The burden of proof in any such action or proceeding shall be upon the plaintiff to show invalidity of taxes, assessments, or sales of which he complains.

If no other taxing agencies, except State and county, or city and county, are involved the amount received from the sale shall be distributed as provided in section 3898.

Any deed given under this section shall be subject to any lease theretofore given under the provisions of section 3774."

Amendments adopted.

Assembly Bill No. 7 read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILL NUMBER SEVEN.

Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817e2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

URGENCY CLAUSE.

SEC. 9. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety, within the meaning of section 1 of Article IV of the Constitution, and shall therefore go into immediate effect. The facts constituting the necessity are as follows: Due to the widespread depression, many taxpayers have been unable to pay their taxes, or to redeem their property from sale to the State for delinquency. By permitting redemption without penalties, many taxpayers will be enabled to redeem their property, restore the same to the tax rolls, and thereby add revenue for the operation and maintenance of government.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Swing, Tickle, Wagy and Williams—33.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 7 passed by the following vote:

AYES—Senators Breed, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Swing, Tickle, Wagy and Williams—34.

NOES—None.

Title read and approved.

Assembly Bill No. 7 ordered transmitted to the Assembly.

RESOLUTION.

The following resolution was offered:

By Senator Swing:

Resolved, That the sum of one hundred fifty dollars (\$150) be, and the same is hereby appropriated out of the fund for pay of officers, and other employees of the Senate, to the order of the Secretary of the Senate for services of self and other officers and employees in editing, correcting and enrolling legislation enacted at this session, and completing the records hereof, and filing the same with the Secretary of State; and be it further

Resolved, That the Controller is hereby authorized and directed to draw his warrant in favor of the Secretary of the Senate for the said amount of one hundred fifty dollars (\$150) and the Treasurer is directed to pay the same.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Tickle, Wagy and Williams—34.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Senator Rich:

WHEREAS, On August 28th, the Honorable Fred H. Greely, a former member of this Senate was called to rest; and

WHEREAS, Said Honorable Fred H. Greely has been prominent in the service of the people of the State of California for over half a century, having served as mayor of the city of Marysville, and a member of this body beginning in the year 1889, having been a president of the Native Sons of the Golden West and having served as auditor and recorder of Yuba County since the year 1910; and

WHEREAS, The life of the Honorable Fred H. Greely was marked by honest and faithful discharge of his public duties, and patriotic interest in the welfare of the community in which he lived; now, therefore, be it

Resolved by the Senate of the State of California, That we deeply regret his passing, and desire to express our sympathy to his family; and be it further

Resolved, That the Secretary of the Senate be and he is hereby instructed to communicate this expression of sympathy to the family of the late Honorable Fred H. Greely.

Resolution read.

The question being on the adoption of the resolution.

Resolution unanimously adopted by a rising vote.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWO.

The Senate took up for consideration Assembly Concurrent Resolution No. 2.

ASSEMBLY CONCURRENT RESOLUTION No. 2.

Relative to a Joint Legislative Committee to Study the Subject of Unemployment Insurance, and to report thereon at the next regular session of the Legislature.

WHEREAS, Unemployment during the past few years has reached such proportions that it constitutes one of the gravest problems confronting the State, seriously affecting the health, morals and welfare of the people, and threatening disruptive economic and political consequences; and

WHEREAS, The burden of irregular employment now falls directly on the unemployed worker and his family, and results in an excessive drain on agencies for private charity and public relief; and

WHEREAS, Unemployment means loss of purchasing power, vitally affecting the livelihood of farmers, merchants and manufacturers by decreasing the demand for their products and services; and

WHEREAS, Such loss of purchasing power leads to further unemployment and destitution, and tends to paralyze the economic life of the State; and

WHEREAS, It is evident that a constructive solution of the problem of unemployment has become an imperative need; and

WHEREAS, Unemployment insurance appears to be a practical approach to a solution of this problem; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That there be a committee of six members, consisting of three members of the Assembly to be appointed by the Speaker thereof, and three members of the Senate, to be appointed by the President pro tempore thereof, to investigate and study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature, with recommendations and suggestions for legislation; and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary, and shall proceed with said investigation in such manner as may be determined by said committee; and be it further

Resolved, That each department, board, commission or officer of the State of California, whenever requested to do so by said committee, shall furnish to said committee such assistance as it may require; and be it further

Resolved, That said committee is hereby authorized to hold public hearings at any place in the State of California at which hearings the people shall have opportunity to present their views to the committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, and is hereby authorized and empowered to require the production of books, agreements, documents and papers of every kind; to issue subpoenas and to compel the attendance of witnesses, and to procure testimony. Each of the members of said committee is hereby authorized to administer oaths, and all the provisions of Article VIII of Chapter 2, Title 1, Part III of the Political Code of the State relative to the attendance and assembling of witnesses before the Legislature and committees thereof, shall apply to the committee appointed under this resolution; and be it further

Resolved, That the sum of \$1,000 or so much thereof as may be necessary be and the same is hereby appropriated for the purpose of defraying the expenses of said committee and said investigation, said sum to be paid equally from the contingent funds of the Senate and of the Assembly and the State Controller is hereby authorized and directed to draw his warrants in favor of the person entitled thereto for such expenditures as may be certified to him from time to time by the chairman of said committee and the State Treasurer is hereby authorized and directed to pay the same.

Assembly Concurrent Resolution No. 2 read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 2 adopted by the following vote:

AYES—Senators Breed, Crittenden, Duval, Difani, Duval, Edwards, Fellom, Gordon, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McKinley, Mixer, Moran, Parkman, Perry, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Waggy and Williams—33.

NOES—None.

Assembly Concurrent Resolution No. 2 ordered transmitted to the Assembly.

APPOINTMENT OF COMMITTEE PURSUANT TO ASSEMBLY CONCURRENT
RESOLUTION NUMBER TWO.

The President pro tempore announced the appointment of Senators Duval, Hays and Williams as the Senate members of the joint legislative committee on unemployment insurance to be appointed, pursuant to Assembly Concurrent Resolution No. 2.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred the following resolution by Senator Duval:

WHEREAS, The Legislature of the State of California did provide by an act adopted at the fiftieth session of the California Legislature for the organization and management of horticultural improvement districts, which said act was approved by the Governor of California on the fifteenth day of May, 1933, and immediately became effective; and

WHEREAS, Under and by virtue of the authorization of said act, Horticultural Development District No. 1 was duly and legally created and it thereupon applied to the Public Works Administrator for a loan for the purpose of replanting and rehabilitating citrus groves destroyed by the frost of December, 1932, which said petition is now before the Public Works Administration at Washington and which said petition had heretofore been approved by the local Public Works Administration for California; and

WHEREAS, The money for which said application is made, namely, \$721,357, will be used to restore more than 2000 acres of citrus groves destroyed by an act of nature and will not only restore an industry which will be self-sustaining but relieve an acute and distressing condition brought about by a natural calamity, and is not only in strict accord with the relief measures of the Federal government, but is amply secured by the lands to be restored; now, therefore, be it

Resolved, That the Senate of the State of California hereby memorializes and petitions the President of the United States of America to bring about the granting of said application that said industry may be restored; and be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States of America;

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

Resolution read and adopted.

The Secretary of the Senate was directed to transmit a copy of the resolution to the President of the United States.

RECESS.

On motion of Senator Breed, at four o'clock p.m., the President pro tempore of the Senate declared recess until the call of the Chair.

RECONVENED.

At four o'clock and one minute p.m., the Senate reconvened.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted as amended, Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief of hardship and destitution due to and caused by unemployment—and respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk.

SENATOR MCKINLEY IN THE CHAIR.

At four o'clock and two minutes p.m., Senator McKinley of the Thirty-eighth District was called to the chair.

CONSIDERATION OF ASSEMBLY AMENDMENTS TO SENATE CONSTITUTIONAL AMENDMENT NUMBER ONE.

The Senate took up for consideration Assembly amendments to Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief of hardship and destitution due to and caused by unemployment.

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed measure, as amended, strike out the words "for unemployment and human need", and insert in lieu thereof the following: "of hardship and destitution due to and caused by unemployment".

AMENDMENT NUMBER TWO.

On page 1, lines 15 and 16, of the printed measure, as amended, strike out the words "for unemployment and human need", and insert in lieu thereof the following: "of hardship and destitution due to and caused by unemployment".

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed measure, as amended, after the word "expended", insert the following: "prior to July 1, 1935".

AMENDMENT NUMBER FOUR.

On page 1 of the printed measure, as amended, strike out lines 19 to 25, inclusive; and on page 2, strike out lines 1 to 5, inclusive, and insert in lieu thereof the following:

"(b) A relief administrator shall be appointed by and hold office at the pleasure of the Governor. He shall receive such compensation as shall be fixed by the Governor until otherwise prescribed by law. He shall administer and direct the expenditure of all moneys hereby appropriated. In addition he may administer and direct the expenditure of all such funds as are made available for use within this State by the United States government for relief of hardship and destitution due to and caused by unemployment."

AMENDMENT NUMBER FIVE.

On page 2 of the printed measure, as amended, strike out lines 6 to 19, inclusive, and insert in lieu thereof the following:

"General policies for the guidance of relief administration shall be determined by a Relief Commission, which is hereby created. The commission shall consist of the State Director of Social Welfare, serving thereon ex officio, and eight members appointed by and holding office at the pleasure of the Governor. The members, other than the ex officio member, shall serve without pay but shall receive their necessary traveling expenses. Not more than two members of the commission shall be residents of the same county or city and county and no person holding a salaried public office, other than the State Director of Social Welfare, may be a member of said commission."

AMENDMENT NUMBER SIX.

On page 3, lines 1 and 2, of the printed measure, as amended, strike out the words "for unemployment and human needs", and insert in lieu thereof the following: "of hardship and distress due to and caused by unemployment".

AMENDMENT NUMBER SEVEN.

On page 3, lines 5 and 6, of the printed measure, as amended, strike out the words "for unemployment and human needs", and insert in lieu thereof the following: "of hardship and distress due to and caused by unemployment".

AMENDMENT NUMBER EIGHT.

On page 3, lines 7 and 8, of the printed measure, as amended, strike out the words "by and under the direction of and in the manner and".

AMENDMENT NUMBER NINE.

On page 3, line 12, of the printed measure, as amended, strike out the period, and insert in lieu thereof a comma and the following: "such moneys to be expended in accordance with the laws of the State of California."

AMENDMENT NUMBER TEN.

On page 4 of the printed measure, as amended, immediately following line 4, insert the following:

"(j) Whenever the United States government or any officer or agency thereof shall provide pensions or other aid for the aged, cooperation by the State therewith and therein is hereby authorized in such manner and to such extent as may be provided by law from funds other than funds provided for in subdivisions (a) and (e) of this section. Nothing contained in this subdivision (j) repeals, amends or modifies the Old Age Security Act of the State of California in any manner or in any respect whatsoever, and the power of the Legislature in this regard shall be the same in every respect as if this amendment to the Constitution had not been adopted."

AMENDMENT NUMBER ELEVEN.

On page 4, line 5, of the printed measure, as amended, strike out "(j)", and insert in lieu thereof the following: "(k)".

AMENDMENT NUMBER TWELVE.

On page 4, line 6, of the printed measure, as amended, strike out the word "first".

AMENDMENT NUMBER THIRTEEN.

On page 2, line 44, of the printed measure, as amended, strike out the words "the members, other than the ex officio member, shall serve without pay", and insert in lieu thereof the following: "The members of the Relief Commission shall receive no salary for their services as members of such Relief Commission".

AMENDMENT NUMBER FOURTEEN.

On page 3, line 48, of the printed measure, as amended, after the comma following the word "determine", insert the following: "shall be in the form of serial bonds maturing in ten equal annual installments, the first installment maturing not later than five years from date of issuance, shall bear interest at not exceeding the rate of six per cent per annum payable semiannually, both principal and interest being payable in lawful money of the United States,".

The question being: Shall the Senate concur in Assembly amendments to Senate Constitutional Amendment No. 1?

The roll was called, and Assembly amendments to Senate Constitutional Amendment No. 1 concurred in by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Gordon, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle and Williams—33.

NOES—None.

Senate Constitutional Amendment No. 1 ordered to enrollment.

RECESS.

On motion of Senator Breed, at four o'clock and fifteen minutes p.m., the President pro tempore of the Senate declared recess until four o'clock and thirty minutes p.m.

RECONVENED.

At four o'clock and thirty minutes p.m., the Senate reconvened.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

Joseph A. Beek, Secretary of the Senate, at the desk.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Senators Mixter and Duval:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: In accordance with the provisions of the rules of the Senate, we request permission to introduce a bill, the title of which is set forth below:

An act making an appropriation for pay of officers and clerks of, and for contingent and other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred a request by Senators Mixter and Duval to introduce a bill entitled—An act making an appropriation for pay of officers and clerks of, and for contingent and other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it be considered without reference to committee.

Committee membership—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Waggy and Williams—33.

NOES—None.

SENATOR MCKINLEY IN THE CHAIR.

At four o'clock and thirty-two minutes p.m., Senator McKinley of the Thirty-eighth District was called to the chair.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

By Senators Mixter and Duval: Senate Bill No. 7—An act making an appropriation for pay of officers and clerks of, and for contingent and other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

Senate Bill No. 7 read first time.

CONSIDERATION OF SENATE BILL NUMBER SEVEN.

The Senate took up for consideration Senate Bill No. 7—An act making an appropriation for pay of officers and clerks of, and for contingent and other expenses of, or authorized by the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

CONSTITUTION SUSPENDED.

The following resolution was offered:

By Senator Mixter:

Resolved, That Senate Bill No. 7 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Wagy and Williams—33.

NOES—None.

Whereupon the President pro tempore declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 7.

SECOND READING OF SENATE BILL NUMBER SEVEN.

Senate Bill No. 7—An act making an appropriation for pay of officers and clerks of, and for contingent and other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

Senate Bill No. 7 read second time, considered correctly engrossed, and ordered on file for third reading.

THIRD READING OF SENATE BILL NUMBER SEVEN.

Senate Bill No. 7—An act making an appropriation for pay of officers and clerks of, and for contingent and other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

Bill read third time.

URGENCY CLAUSE.

SEC. 2. Inasmuch as this act provides an appropriation for the usual current expenses of the State, it is hereby declared to be an urgency measure and shall, under the provisions of Article IV, section 1, of the Constitution, take effect immediately.

Urgency clause read.

The question being on the adoption of the urgency clause.

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Slater, Snyder, Stow, Tickle, Wagy and Williams—32.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 7 passed by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Hays, Hulse, Ingels, Jespersen, King, McColl, McCormack, McKinley, Mixer, Moran, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Slater, Snyder, Stow, Tickle, Wagy and Williams—32.

NOES—None.

Title read and approved.

Senate Bill No. 7 ordered transmitted to the Assembly.

RESOLUTION.

The following resolution was offered:

By Senator Slater:

WHEREAS, The Honorable Arthur H. Breed, as a member of this body for twenty-two years and as President pro tempore for eighteen years has served well the people of the State of California and gained the respect, admiration and friendship of his colleagues and of all others who have come in contact with him; and

WHEREAS, Senator Breed has achieved a great distinction in having served longer in the office of President pro tempore of the Senate than has any other senator in the history of the State of California; and

WHEREAS, Senator Breed has now announced his intention of retiring from his long and illustrious career as a public servant; and

WHEREAS, We have at this special session of the Legislature the privilege and pleasure of seeing him preside over the Senate once more and the opportunity, collectively, and individually, of wishing him happiness; now, therefore, be it

Resolved by the Senate, That it take this means of making a public and permanent record of the regard in which its members, its Secretary, Joseph A. Beek, who has served with Senator Breed for twenty-two years, its Minute Clerk, F. E. Dalin, its Sergeant-at-Arms, Joseph F. Nolan, and its Chaplain, the Rev. William F. Ebmann, and other officers and employees of the Senate, hold Senator Breed; and, be it further

Resolved, That we wish to Senator Breed all the blessings of life and all the contentment of soul and body that man can enjoy.

Resolution read.

The question being on the adoption of the resolution.

Upon motion of Senator Slater, resolution adopted by a rising vote.

RECESS.

On motion of Senator Breed, at four o'clock and thirty-six minutes p.m., the President pro tempore of the Senate declared recess until the call of the Chair.

RECONVENED.

At four o'clock and forty-five minutes p.m., the Senate reconvened. Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

F. E. Dalin, Minute Clerk, at the desk.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the emergency hereof—and respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk.

By RAY RIORDAN, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FIVE.

The Senate took up for consideration Assembly amendment to Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver

hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

AMENDMENT NUMBER ONE.

On page 2, line 24, of the bill, as introduced, following the period, strike out the following: "Nothing contained in this act shall be deemed to prevent a mortgagor, trustor, purchaser or their successors in interest, from waiving the benefits of the provisions of this act by the execution of an appropriate instrument in writing".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 5?

The roll was called, and Assembly amendment to Senate Bill No. 5 concurred in by the following vote:

AYES—Senators Breed, Crittenden, Deuel, Difani, Duval, Fellom, Hays, Hulse, Ingels, McColl, McCormack, McKinley, Mixter, Moran, Parkman, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Slater, Snyder, Stow, Tickle, Wagy and Williams—27.

NOES—None.

Senate Bill No. 5 ordered to enrollment.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency hereof, and providing that it shall take effect immediately.

Also: Senate Bill No. 7—An act making an appropriation for pay of officers and clerks of, and for contingent and other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

ARTHUR A. OHNIMUS, Chief Clerk.
By RAY RIORDAN, Assistant Clerk.

Assembly Bill No. 16 referred to Committee on Rules.

Senate Bill No. 7 ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committee were received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately—has had the same under consideration, and respectfully reports the same back, and recommends that it be considered without reference to committee.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

Assembly Bill No. 16 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Concurrent Resolution No. 5—Relative to adjournment sine die—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it be adopted, as amended.

Committee membership—5.

BREED, Chairman.

CONSIDERATION OF COMMITTEE AMENDMENTS.

Pursuant to the report of the Committee on Rules, the following amendments to Assembly Concurrent Resolution No. 5 were read:

AMENDMENT NUMBER ONE.

In line 3 of the typewritten copy of the resolution, strike out "five o'clock p.m.", and insert in lieu thereof "12.15 a.m."

AMENDMENT NUMBER TWO.

In line 4 of the typewritten copy of the resolution, strike out "14", and insert in lieu thereof "15".

Amendments adopted.

ASSEMBLY CONCURRENT RESOLUTION No. 5.

Relative to adjournment sine die.

Resolved by the Assembly of the State of California, the Senate thereof concurring, That this fiftieth (extraordinary) session of the Legislature adjourn sine die at 12.15 a.m., September 15, A.D. 1934.

Assembly Concurrent Resolution No. 5 read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 5 adopted by the following vote:

AYES—Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Fellom, Harper, Hays, Hulse, Ingels, King, McColi, McCormack, McKinley, Mixter, Morau, Parkman, Perry, Pierovich, Powers, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Tickle, Waggy and Williams—32.

NOES—None.

Assembly Concurrent Resolution No. 5 ordered transmitted to the Assembly.

ADJOURNMENT.

At ten o'clock and thirty minutes p.m., the President pro tempore declared the Senate adjourned until twelve o'clock and one minute a.m., Saturday, September 15, 1934.

F. E. DALIN, Minute Clerk.

IN SENATE

SENATE CHAMBER,

SACRAMENTO, Saturday, September 15, 1934.

The Senate met at twelve o'clock and one minute a.m.

Senator Arthur H. Breed, President pro tempore of the Senate, in the chair.

F. E. Dalin, Minute Clerk, at the desk.

ROLL CALL.

The roll was called, and the following Senators answered to their names:

Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jaspersen, Jones, King, McColi, McCormack, McKinley, Mixter, Moran, Parkman, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Waggy and Williams—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. William F. Elmann.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, September 14, 1934, the further reading was dispensed with, on motion of Senator Slater.

SENATOR MCKINLEY IN THE CHAIR.

At twelve o'clock and five minutes a.m., Senator McKinley of the Thirty-eighth District was called to the chair.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received and read:

MESSAGE OF GOVERNOR FRANK F. MERRIAM TO THE SENATE AND ASSEMBLY OF THE STATE OF CALIFORNIA.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE,
SACRAMENTO, September 14, 1934.

To the Members of the Senate and Assembly.

The labors of the extraordinary session of the California Legislature have been completed, and the results bespeak the active commendation and appreciative recognition of all the people of this State.

Without material change, and in a form wholly acceptable to me, you have approved a program of emergency relief presented to you in my proclamation calling you to Sacramento at this time.

By your tireless and devoted attention to the basic needs of those in distress you have rendered a service to your State which will be measured in terms of greater security and comfort for thousands of men, women, and children.

Through your prompt and effective cooperation you have enabled the State administration to extend and strengthen the work of relief which the State government of California, in cooperation with the United States government, must afford.

The differences of opinion arising in connection with the drafting of the proposed \$24,000,000 relief bond issue were not important. The amended bill differs in no fundamental respect from the proposal I presented for your consideration.

However, such differences of view as did arise in this matter have enabled both the Governor and the Legislature of California to give renewed assurance to the National Relief Administration that California desires above all things to maintain a close and harmonious relationship with National relief authorities.

The State government of California is appreciative of the cooperative attitude of the National Relief Administration and will not permit any question of minor difference or disagreement on policy to interfere with a sincere spirit of good will and common purpose.

So far as I am concerned, as the Administrative Officer of the State government of California, the State will go more than half way at all times to meet the requirements and recommendations of the National government with respect to relief activities.

This we have done in the relief bond issue, which was requested by National Relief Administrator Hopkins and which is presented on the basis of suggestions made by him to me.

The bond relief program, however, is a California program. It is adjusted to California needs and will be carried out under the control and authority of the State government of California, acting at all times in conjunction with the National Relief Administration.

By your official actions you have likewise extended valuable and vitally needed assistance to overburdened taxpayers, to the payers of special assessments, to those unable to meet immediate demands on mortgage and trust deed obligations, and to other elements of the population.

Your action in naming a joint legislative committee to investigate the subject of unemployment insurance will afford the coming Legislature an opportunity to give this problem its intelligent and effective attention.

With respect to your discussions and deliberations I am pleased to be able to commend the general absence of partisanship or efforts to gain any personal or political advantage from rendering a needed service to distressed humanity.

I further desire to compliment the able and impartial manner in which F. C. Cloudsley, Speaker of the Assembly, and Arthur H. Breed, President pro tempore of the Senate, have presided over your proceedings.

Accept my grateful thanks for your cooperation and assistance.

Cordially,

FRANK F. MERRIAM,
Governor of California.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were received and read

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceeding under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately;

Also: Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof

Also: Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately;

Also: Assembly Bill No. 7—An act to amend sections 3817c and 3817d and 3897 of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk of Assembly.
By RAY RIORDAN, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Senate Bill No. 6—An act to amend sections 3817c, 3817d and 3897 of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk of Assembly.
By RAY RIORDAN, Assistant Clerk.

Senate Bill No. 6 ordered on file.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Concurrent Resolution No. 5—Relative to adjournment sine die.

ARTHUR A. OHNIMUS, Chief Clerk of Assembly.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Assembly Bill No. 15—An act to amend section 9 of an act entitled "An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act," approved May 28, 1929, relating to transfers of property to county by applicants for aid.

ARTHUR A. OHNIMUS, Chief Clerk of Assembly.
By RAY RIORDAN, Assistant Clerk.

Assembly Bill No. 15 referred to Committee on Rules.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 3—Relative to the death of Charles E. Wantland.

ARTHUR A. OHNIMUS, Chief Clerk of Assembly.
By RAY RIORDAN, Assistant Clerk.

UNANIMOUS CONSENT.

Unanimous consent was granted to consider Assembly Concurrent Resolution No. 3 without reference to committee.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THREE.

ASSEMBLY CONCURRENT RESOLUTION No. 3.

Relative to the death of Charles E. Wantland.

WHEREAS, The members of the Legislature have learned with deep sorrow and regret of the death, on September 5, 1934, of Charles E. Wantland; and

WHEREAS, Charles E. Wantland has for many years been associated with the members of the Legislature as a legislative observer, and was esteemed by all; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the members of the Legislature of the State of California extend to the family of Charles E. Wantland their deepest sympathy in this time of bereavement; and be it further

Resolved, That this resolution be spread upon the minutes of the Senate and Assembly and that suitable engrossed copies be transmitted to the members of the family.

Assembly Concurrent Resolution No. 3 read.

The question being on the adoption of the resolution.

Assembly Concurrent Resolution No. 3 was unanimously adopted by a rising vote.

Resolution ordered transmitted to the Assembly.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 15, 1934.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly herewith returns to your honorable body the following bills, the said bills having been referred to Assembly committee and referred to the Assembly without recommendation by said committee immediately before adjournment sine die, no Assembly final action having been taken on the same:

Senate Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions;

Also: Senate Bill No. 1—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

ARTHUR A. OHNIMUS, Chief Clerk.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committee were received and read:

SENATE CHAMBER, SACRAMENTO, September 15, 1934.

MR. PRESIDENT: Your Committee on Engrossment, Enrollment and Printing has examined Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof;

Also: Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of September, at four o'clock p.m.

KING, Chairman.

Also:

SENATE CHAMBER, SACRAMENTO, September 15, 1934.

MR. PRESIDENT: Your Committee on Engrossment, Enrollment and Printing has examined Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof;

Also: Senate Bill No. 7—An act making an appropriation for pay of officers and clerks for, and for contingent and other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof;
And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of September, at twelve o'clock and ten minutes a.m.

KING, Chairman.

Also:

SENATE CHAMBER, SACRAMENTO, September 15, 1934.

MR. PRESIDENT: Your Committee on Engrossment, Enrollment and Printing has examined Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief for unemployment and human need—and reports that the same has been correctly enrolled, and presented to the Governor on the fifteenth day of September, at twelve o'clock and ten minutes a.m.

KING, Chairman.

RESOLUTION.

The following resolution was offered:

By Senator Tickle:

Resolved, That a committee of three be appointed to notify the Governor that the Senate is ready to adjourn sine die, and to ask if His Excellency has any further communications to transmit to the Senate.

Resolution read, and on motion of Senator Tickle adopted.

APPOINTMENT OF COMMITTEE.

The President pro tempore announced the appointment of Senators Tickle, Riley and McCormack as a committee to notify the Governor that the Senate is ready to adjourn sine die.

RESOLUTION.

The following resolution was offered:

By Senator Snyder:

Resolved, That a committee of three be appointed to notify the Assembly that the Senate is ready to adjourn sine die, and to ask if the Assembly has any further communications to transmit to the Senate.

Resolution read, and on motion of Senator Snyder adopted.

APPOINTMENT OF COMMITTEE.

The President pro tempore announced the appointment of Senators Snyder, Difani and Ingels as a committee to notify the Assembly that the Senate is ready to adjourn sine die.

COMMITTEE FROM THE ASSEMBLY.

At twelve o'clock and fourteen minutes a.m., a committee from the Assembly, consisting of Messrs. West, Badham and Alter, appeared at the bar of the Senate, and announced that the Assembly had no further communications to submit to the Senate and was now prepared to adjourn sine die.

REPORTS OF SPECIAL COMMITTEES.

Senators Tickle, Riley and McCormack, the special committee which had been appointed to notify the Governor that the Senate had completed its business and was ready to adjourn sine die appeared at the bar of the Senate and announced that they had communicated the message to the Governor as directed.

Senators Snyder, Difani and Ingels, the special committee appointed to notify the Assembly that the Senate had completed its business and was ready to adjourn sine die, appeared at the bar of the Senate and

announced that they had communicated the message to the Assembly as directed.

APPROVAL OF JOURNALS.

The Senate Journals of Wednesday, September 12, 1934; Thursday, September 13, 1934; Friday, September 14, 1934, and Saturday, September 15, 1934, were, on motion of Senator Breed, approved as corrected by the Minute Clerk.

FINAL ADJOURNMENT.

Whereupon at twelve o'clock and fifteen minutes a.m., in accordance with the provisions of Assembly Concurrent Resolution No. 5, the President pro tempore declared the fiftieth (extraordinary) session of the Senate of the State of California adjourned sine die.

JOSEPH A. BEEK,

Secretary of the Senate.

ARTHUR H. BREED,

President pro tempore of the Senate.

F. E. DALIN,

Minute Clerk of the Senate.



Journal of the Assembly
DURING THE
Fiftieth (Extraordinary) Session
OF THE
Legislature of the State of California
1934

Began on Wednesday, September twelfth, and ended on
Saturday, September fifteenth, nineteen hundred thirty-four



CALIFORNIA LEGISLATURE—ASSEMBLY.

FIFTIETH (EXTRAORDINARY) SESSION

IN ASSEMBLY

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, September 12, 1934.

The Assembly met at 12 o'clock m., pursuant to the provisions of the proclamation of His Excellency Frank F. Merriam, Governor of the State of California, dated September 5, 1934.

Hon. F. C. Cloudsley, Assemblyman of the Eleventh District, and Speaker pro tempore of the Assembly, in the chair.

ANNOUNCEMENT.

Arthur A. Ohninus, Chief Clerk, announced that, pursuant to the requirements of the Political Code, section 237, the following officers of the Assembly of the fiftieth (regular) session of the Legislature were present and in their respective positions: Arthur A. Ohninus, Chief Clerk; Louis F. Erb, Minute Clerk, and Michael Connolly, Sergeant-at-Arms.

ROLL CALL OF MEMBERS.

The Speaker pro tempore thereupon directed the Chief Clerk to call the roll of Assemblymen.

The roll was called, and the following members of the Assembly answered to their names:

Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Chatters, Cloudsley, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Sender, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright and Zion—75.

The Speaker pro tempore thereupon declared a quorum present.

PRAYER.

By invitation of the Speaker pro tempore, the opening prayer was offered by Rabbi Norman Goldberg of Sacramento, Chaplain of the Assembly of the fiftieth (regular) session.

GOVERNOR'S PROCLAMATION.

The Speaker pro tempore directed the Chief Clerk to read the Governor's proclamation.

The following proclamation was read:

PROCLAMATION BY THE GOVERNOR.

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

WHEREAS, An extraordinary occasion has arisen and now exists, requiring that the Legislature of the State of California be convened; now, therefore,

I, Frank F. Merriam, Governor of the State of California, by virtue of the power and authority in me vested by section 9 of Article V of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet and assemble in extraordinary session, at Sacramento, California, on Wednesday, the twelfth day of September, 1934, at twelve o'clock m. of said day, for the following purposes and to legislate upon the following subjects, to wit:

1. (a) To consider and act upon an amendment to the Constitution of the State, for proposal to the people at the general election to be held in November, 1934, providing for relief for unemployment and destitution in this State by means of grants and the issuance of bonds of the State in the aggregate principal sum of

twenty-four million dollars to provide funds therefor and providing for the administration of such relief; and (b) to consider and act upon legislation concerning the qualifications and requirements of persons applying for relief.

2. To consider and act upon a joint resolution memorializing the President and Congress of the United States to provide pensions for the aged.

3. To consider and act upon a concurrent resolution providing for a joint legislative committee to study the subject of unemployment insurance and to report its recommendations thereon to the Legislature at its next regular session.

4. To consider and act upon emergency legislation relating to relief for owners of real property by providing for the extension of periods of redemption, reduction of penalties, and postponement of times of sale, resale, and execution of deeds in respect to delinquent State, county and irrigation district taxes and assessments upon real property.

5. To consider and act upon emergency legislation relating to relief of debtors, including a moratorium on defaults on contracts of purchase and on the foreclosure of mortgages and deeds of trust and on the sale under power of sale contained in mortgages or deeds of trust executed upon real property, with ample protection and safeguard for the holders thereof.

6. To consider and act upon emergency relief legislation validating bonds of irrigation and reclamation districts, including refunding bonds thereof.

7. To consider and act upon emergency legislation consenting to the acquisition by the United States of such lands in the State as in the opinion of the Federal government may be needed for the establishment, consolidation and extension of National forests in this State, as provided in the act of Congress approved March 1, 1911 (36 U. S. Statutes at Large, page 961, Chapter 186), as amended.

8. To consider and act upon emergency legislation relating to relief from special assessments, authorizing cities, counties, and cities and counties to assist in providing such relief, relating to unpaid assessments for improvements of streets and highways which have become a part of the State highway system, providing for determination of the benefits to be derived by the State therefrom and for assumption by the State of payment thereof, and relating to the readjustment and refinancing of the obligations of taxing districts and special improvement districts under the provisions of the act of Congress entitled "An act to amend an act entitled 'An act to establish a uniform system of bankruptcy throughout the United States,' approved July 1, 1898, and acts amendatory thereof and supplementary thereto," approved May 24, 1934.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed hereunto the Great Seal of the State of California, at my office in the State Capitol, this fifth day of September, in the year of our Lord one thousand nine hundred thirty-four.

[SEAL]

FRANK F. MERRIAM, Governor.

Attest: FRANK C. JORDAN, Secretary of State.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Chief Clerk:

BALTIMORE, MD., September 10, 1934.

Arthur A. Ohninus, Chief Clerk of Assembly,
State Capitol, Sacramento, California.

Just advised of call for special session of Legislature. Absence in East makes my presence impossible. Please request Assembly to excuse me.

EDGAR C. LEVEY.

LEAVE OF ABSENCE.

On motion of Mr. Robinson, C. Ray, Mr. Levey was granted leave of absence for balance of the session.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Mr. Speaker pro tempore:

Members of the Assembly, State Capitol, Sacramento, California.

Mrs. James Rolph, Jr., and family deeply appreciate your kind expression of sympathy.

ANNOUNCEMENT.

The Speaker pro tempore announced that the next order of business was the election of officers for the fiftieth (extraordinary) session of the Assembly, and declared nominations for the office of Speaker of the Assembly in order.

NOMINATIONS FOR SPEAKER.

Mr. B. J. Feigenbaum of San Francisco placed in nomination for Speaker Hon. F. C. Cloudsley of Stockton.

Nomination of Hon. F. C. Cloudsley was seconded by Mr. William M. Jones of Los Angeles.

NOMINATIONS CLOSED.

Mr. Ray Williamson of San Francisco moved that nominations for Speaker be now closed.

Motion carried.

Nominations closed.

ELECTION OF SPEAKER.

The roll was called, with the following result:

For HON. F. C. CLOUDSLEY—Alter, Badham, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright and Zion—71.

NOES—None.

The Speaker pro tempore announced the vote of the Assembly, and declared Hon. F. C. Cloudsley of Stockton the choice of the Assembly for Speaker for the fiftieth (extraordinary) session of the Legislature.

OATH OF OFFICE ADMINISTERED.

Hon. F. C. Cloudsley took and subscribed to the following oath, administered by J. A. Plummer, Associate Justice of the Third District Court of Appeal:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of California, and I will faithfully discharge the duties of the office of Speaker of the Assembly to the best of my ability.

NOMINATIONS FOR SPEAKER PRO TEMPORE.

The Speaker declared the election of Speaker pro tempore next in order, and called for nominations.

Mr. William Hornblower of San Francisco nominated Hon. Harry B. Riley of Long Beach.

Nomination of Hon. Harry B. Riley was seconded by Mr. C. C. Cottrell of San Jose.

NOMINATIONS CLOSED.

Mr. Ray Williamson of San Francisco moved that the nominations of Speaker pro tempore be now closed.

Motion carried.

Nominations closed.

ELECTION OF SPEAKER PRO TEMPORE.

The roll was called, with the following result:

For HON. HARRY B. RILEY—Alter, Badham, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, O'Donnell, Peterson, Phillips, Rawls, Redwine, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—None.

Hon. Harry B. Riley, being the choice of the Assembly for Speaker pro tempore, the Speaker declared him duly elected.

APPOINTMENT OF COMMITTEE OF ESCORT.

The Speaker appointed Messrs. Hornblower, Cottrell and Williamson a special committee to escort Speaker pro tempore Hon. Harry B. Riley to the bar of the Assembly.

OATH OF OFFICE ADMINISTERED.

Upon arriving at the bar of the Assembly, Speaker pro tempore Hon. Harry B. Riley took and subscribed to the following oath, administered by J. A. Plummer, Associate Justice of the Third District Court of Appeal:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of California, and discharge the duties of the office of Speaker pro tempore of the Assembly to the best of my ability.

RESOLUTION.

The following resolution was offered:

By Mr. Kallam:

Resolved, That the following named persons constitute the officers of the Assembly with the per diem as fixed by statute:

Hon. F. C. Cloudsley	Speaker
Harry B. Riley	Speaker pro tempore
Arthur A. Ohnimus	Chief Clerk
Louis F. Erb	Minute Clerk
Michael Connolly	Sergeant-at-Arms
Rabbi Norman M. Goldberg	Chaplain

and be it further

Resolved, That the State Controller be, and he is hereby directed to draw his warrants in favor of the above named persons, and the State Treasurer is hereby directed to pay such warrants for and at the fixed per diem.

Mr. Kallam moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Donnell, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Utt, Williamson, Woolwine, Wright, Zion and Mr. Speaker—67.

NOES—None.

Whereupon the Speaker declared the above named the duly elected officers of the Assembly for the fiftieth (extraordinary) session of the Legislature.

OATH OF OFFICE ADMINISTERED.

Mr. Arthur A. Ohnimus, Chief Clerk; Mr. Louis F. Erb, Minute Clerk; Michael Connolly, Sergeant-at-Arms, appeared before the bar of the Assembly, and took and subscribed to the following oath of office:

OATH OF OFFICE.

We do solemnly swear that we will support the Constitution of the United States, and the Constitution of the State of California, and that we will faithfully discharge the duties of Chief Clerk, Minute Clerk and Sergeant-at-Arms of the Assembly to the best of our ability.

RESOLUTION.

The following resolution was offered:

By Mr. Evans:

Resolved, That the Speaker of the Assembly appoint a committee of three to inform the Senate that the Assembly is in session, pursuant to the proclamation of His Excellency the Governor, dated the fifth day of September, 1934, and is ready for the transaction of legislative business, with the following officers, to wit:

Hon. F. C. Clowdsley	-----	Speaker
Harry B. Riley	-----	Speaker pro tempore
Arthur A. Ohnimus	-----	Chief Clerk
Louis F. Erb	-----	Minute Clerk
Michael Connolly	-----	Sergeant-at-Arms

Resolution read, and on motion adopted.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker appointed Messrs. Maloney, Lyon and Evans as a committee to convey the above message to the Senate.

RESOLUTION.

The following resolution was offered:

By Mr. Cobb:

Resolved, That a special committee of five be appointed by the Speaker, to act with a like committee from the Senate, to wait upon His Excellency the Governor, and inform him that the two houses of the Legislature are in session and in readiness to receive any communication which he may have to make.

Resolution read, and on motion adopted.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker appointed Messrs. Cobb, Meehan, Martin, Nielsen and McMurray as a committee to convey the above message to the Governor.

RESOLUTION.

The following resolution was offered:

By Mr. Robinson, C. Ray:

Resolved, That until further notice the standing rules of the last regular session be, and the same are, hereby adopted as the rules of this extraordinary session, with the following exceptions:

Rule 4 shall be amended to read as follows:

4. *Hour of Meeting and Recesses.* The session of the House shall be daily, beginning at nine o'clock and thirty minutes a.m. A recess shall be taken at the hour of twelve o'clock and thirty minutes p.m., to two o'clock p.m., unless otherwise ordered by a vote of the House.

That the members of the committees appointed at the last regular session shall remain as the members of the committees of this extraordinary session; provided, that all vacancies shall be filled by appointment by the Speaker.

Mr. Robinson, C. Ray, moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bowers, Brock, Burns, Callahan, Cassidy, Chatters, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Feigenbaum, Field, Fisher, Gilmore, Greene, Gribbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, Knowland, Lathan, Mayo, McCarthy, Meeker, Miller, Eleanor, Miller, James A., O'Connor, O'Donnell, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Woolwine, Wright, Zion and Mr. Speaker—59.

NOES—None.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following report of standing committee was received and read:

ON MILEAGE.

ASSEMBLY CHAMBER, SACRAMENTO, September 12, 1934.

MR. SPEAKER: Your Committee on Mileage begs leave to report that it has computed the mileage according to section 208 of the Political Code, and recommends the adoption of the resolution herewith:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named members and officers of the Assembly for the amounts set opposite their names, and the State Treasurer is hereby directed and ordered to pay the same:

District	Name	Address	Distance from seat,....	Distance from Co. seat, more	Distance from Co. seat, less,--	Mileage one way	Total mileage,--	Amount at 5 cents per mile.
1	Michael J. Burns.	Eureka, Humboldt County	312				624	\$31 20
3	John H. O'Donnell	Woodland, Yolo County....	23				46	2 30
4	J. E. Frazier.	Gridley, Butte County	86		14	72	144	7 20
5	Ernest C. Crowley.	Suisun, Solano County	40				80	4 00
6	Jesse M. Mayo.	Angels Camp, Calaveras County	73	12		85	170	8 50
7	Hubert B. Scudder.	Sebastopol, Sonoma County	90	7		97	194	9 70
8	Roy J. Nielsen	Sacramento, Sacramento County						
9	Percy G. West	Sacramento, Sacramento County						
11	F. C. Cloudsley.	Stockton, San Joaquin County	48				96	4 80
12	James E. Thorn.	Lockeford, San Joaquin County	48				96	4 80
13	James M. Cassidy	Oakland, Alameda County....	84				168	8 40
14	William F. Knowland.	Alameda, Alameda County	84	5		89	178	8 90
15	William W. Hoffman.	Oakland, Alameda County....	84				168	8 40
16	Eugene W. Roland.	Oakland, Alameda County	84				168	8 40
17	Henry P. Meehan	Oakland, Alameda County	84				168	8 40
18	Charles W. Fisher	Oakland, Alameda County....	84				168	8 40
19	Albert H. Morgan, Jr.	Albany, Alameda County	84				168	8 40
20	Thomas A. Maloney.	San Francisco, San Francisco County	90				180	9 00
21	Joseph P. Gilmore.	San Francisco, San Francisco County	90				180	9 00
22	James A. Miller	San Francisco, San Francisco County	90				180	9 00
23	William B. Hornblower.	San Francisco, San Francisco County	90				180	9 00
24	Patrick J. McMurray	San Francisco, San Francisco County	90				180	9 00
25	Melvyn I. Cronin.	San Francisco, San Francisco County	90				180	9 00
26	Ray Williamson	San Francisco, San Francisco County	90				180	9 00
27	B. J. Feigenbaum	San Francisco, San Francisco County	90				180	9 00
29	Frederick Peterson.	Burlingame, San Mateo County	119		8	111	222	11 10
30	Frank Lee Crist.	Palo Alto, Santa Clara County..	128	18		146	292	14 60
31	C. C. Cottrell.	San Jose, Santa Clara County....	128				256	12 80
32	E. H. Zion	Moketo, Stanislaus County	77				154	7 70
33	C. Ray Robinson.	Merced, Merced County	114				228	11 40
34	Clifford R. Kallam.	Watsonville, Santa Cruz County	198	20		218	436	21 80
35	Ellis E. Patterson	King City, Monterey County	208	50		258	516	25 80
37	Maurice S. Meeker.	Kerman, Fresno County	169				338	16 90
38	Ford A. Chatters.	Lindsay, Tulare County	206	20		226	452	22 60
39	George R. Bliss	Carpinteria, Santa Barbara County	460	12		472	944	47 20
40	J. J. McBride.	Ventura, Ventura County	490				980	49 00
41	Rodney L. Turner.	Delano, Kern County	278		30	248	496	24 80
42	James S. O'Connor	North Hollywood, Los Angeles County	447		10	437	894	44 70
43	C. Don Field	Glendale, Los Angeles County	447				894	44 70
44	Clare Woolwine.	Los Angeles, Los Angeles County...	447				894	44 70
45	Charles A. Hunt.	Los Angeles, Los Angeles County	447				894	44 70
46	Sam M. Greene	Inglewood, Los Angeles County	447	11		458	916	45 80
47	Eleanor Miller	Pasadena, Los Angeles County	447	13		460	920	46 00
48	Frank G. Martin	Altadena, Los Angeles County	447	15		462	924	46 20
49	Herbert J. Evans	Monrovia, Los Angeles County	447	12		459	918	45 90
50	Frank W. Wright.	Whittier, Los Angeles County	447	15		462	924	46 20
51	Wm. Moseley Jones	Montebello, Los Angeles County	447	10		457	914	45 70
52	Charles W. Grubbs	Los Angeles, Los Angeles County	447				894	44 70
53	E. V. Latham	Alhambra, Los Angeles County	447	9		456	912	45 60
54	Frank J. Rogers	Los Angeles, Los Angeles County	447				894	44 70
55	Austin L. Tournoux	Los Angeles, Los Angeles County	447				894	44 70
56	Bert V. Callahan	Los Angeles, Los Angeles County	447				894	44 70
57	Kent H. Redwine	Hollywood, Los Angeles County	447				894	44 70
58	Lawrence Cobb	Los Angeles, Los Angeles County	447				894	44 70
59	Charles W. Lyon	Los Angeles, Los Angeles County	447				894	44 70
61	Charles W. Demmster	Los Angeles, Los Angeles County	447				894	44 70
62	Frederick M. Roberts.	Los Angeles, Los Angeles County	447				894	44 70
63	Willard E. Badham.	Los Angeles, Los Angeles County	447				894	44 70
64	John D. McCarthy	Los Angeles, Los Angeles County	447				894	44 70
65	Herbert S. Hallner	Los Angeles, Los Angeles County	447				894	44 70
66	James J. Boyle.	Los Angeles, Los Angeles County	447				894	44 70
67	Cecil R. King	Los Angeles, Los Angeles County	447				894	44 70
68	John T. Rawls.	San Pedro, Los Angeles County.	447	23		470	940	47 00
69	Walter H. Sullivan	Compton, Los Angeles County	447	10		457	914	45 70
70	Ira S. Hatch.	Long Beach, Los Angeles County	447	22		469	938	46 90
71	Harry B. Riley.	Long Beach, Los Angeles County	447	22		469	938	46 90
72	Hobart R. Alter	Ontario, San Bernardino County	508		24	484	968	48 40
73	A. E. Brock	Redlands, San Bernardino County...	508	12		520	1,040	52 00
74	James B. Utt.	Tustin, Orange County....	481	2		483	966	48 30
75	Edward Craig	Brea, Orange County	481		14	467	924	46 70
76	John P. Phillips	Banning, Riverside County	512	35		547	1,094	54 70
77	Samuel E. Robinson	Imperial, Imperial County	661	12		673	1,346	67 30
78	George B. Bowers	San Diego, San Diego County	573				1,146	57 30
79	Bruce R. Stannard	San Diego, San Diego County	573				1,146	57 30
80	Charles W. Stream	Palm City, San Diego County	573	13		586	1,172	58 60

Name	Address	Distance from seat.....	Distance from Co. seat, more	Distance from Co. seat, less..	Mileage one way	Total mileage....	Amount at 10 cents per mile..
OFFICERS							
Arthur A. Ohninus.....	San Francisco, San Francisco County.....	90	-----	-----	-----	180	\$18 00
Louis F. Erb.....	San Francisco, San Francisco County.....	90	-----	-----	-----	180	18 00
Michael Connolly, Sergeant-at-Arms.....	Los Angeles, Los Angeles County.....	447	-----	-----	-----	894	89 40

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

CROWLEY, Chairman.

Mr. Crowley moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote :

AYES—Alter, Badham, Bowers, Boyle, Broek, Burns, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Martin, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, O'Donnell, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—None.

REPORT OF SELECT COMMITTEE.

The select committee appointed to wait upon His Excellency the Governor reported as follows :

That it had delivered the Assembly's message and that the Governor had informed them he had a further message to deliver.

REPORT OF COMMITTEE FROM SENATE.

Senators Snyder, Seawell and Harper appeared before the bar of the Assembly and announced that the Senate had reconvened and was ready to proceed with the business of the State.

INTRODUCTION AND REFERENCE OF BILLS.

The following bill was introduced :

By Messrs. Maloney, Feigenbaum, Gilmore, Hornblower, Levey, McMurray, Cronin, Miller, James A. and Williamson—Assembly Concurrent Resolution No. 1—Relative to the adjournment out of respect to the memory of James Rolph, Jr., late Governor of California.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 1, at this time, without reference to committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER ONE.

Assembly Concurrent Resolution No. 1—Relative to the adjournment out of respect to the memory of James Rolph, Jr., late Governor of California.

Assembly Concurrent Resolution No. 1 read, and on motion unanimously adopted.

ASSEMBLY CONCURRENT RESOLUTION No. 1.

Relative to the adjournment out of respect to the memory of James Rolph, Jr., late Governor of California.

WHEREAS, We who came into intimate association with James Rolph, Jr., late Governor of our State, cherish the memory of his benignity toward his fellow man and his devoted service to the public good; and

WHEREAS, By his death the State of California has lost a lovable leader whose cares were ever close to those of his citizens; now therefore be it

Resolved by the Assembly, the Senate concurring, That when the respective houses of the Legislature of the State of California do this day adjourn they shall do so in respect to the memory of James Rolph, Jr., late Governor of our State; and be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the Assembly are hereby directed to convey to his family this expression of tribute; and be it further

Resolved, That the Chief Clerk be and he is hereby instructed to have prepared a suitable memorial resolution properly engrossed and mailed to the family of the deceased.

Assembly Concurrent Resolution No. 1 ordered transmitted to the Senate.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate is now duly organized and ready to proceed to the business of the State, having elected the following statutory officers:

President pro tempore.....	Arthur H. Breed
Secretary of the Senate.....	Joseph A. Beck
Sergeant-at-Arms.....	Joseph F. Nolan
Minute Clerk.....	Francis E. Dalin
Chaplain.....	Rev. Wm. F. Ehmann

J. A. BEEK, Secretary of Senate.

RECESS.

At twelve o'clock and fifty-five minutes a.m., on motion of Mr. Robinson, C. Ray, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened. Speaker Cloudsley in the chair.

RECESS.

At two o'clock and one minute p.m., on motion of Mr. Robinson, C. Ray, the Assembly was declared at recess until three o'clock p.m. of this day.

REASSEMBLED.

At three o'clock p.m., the Assembly reconvened. Speaker Cloudsley in the chair.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Messrs. Knowland, McCarthy and Peterson as a committee to wait upon His Excellency the Governor and inform him that the Joint Convention was now in session.

RECESS.

At three o'clock and two minutes p.m., on motion of Mr. Robinson, C. Ray, the Assembly was declared at recess for the purpose of meeting with the Senate in Joint Convention.

IN JOINT CONVENTION.

ASSEMBLY CHAMBER,

SACRAMENTO, Wednesday, September 12, 1934.

At three o'clock and five minutes p.m., the Senate and Assembly met in Joint Convention.

Hon. F. C. Cloudsley, Speaker of the Assembly, directed that Hon. Arthur H. Breed, President pro tempore of the Senate, be escorted to the platform.

The President pro tempore directed the Secretary of the Senate to call the roll of Senators.

SENATE ROLL CALL.

The roll was called, and the following answered to their names:

Senators Breed, Bush, Crittenden, Deuel, Difani, Duval, Edwards, Fellom, Gordon, Harper, Hays, Hulse, Ingels, Jespersen, Jones, King, McColl, McCormack, McKinley, Mixter, Moran, Perry, Pierovich, Powers, Reindollar, Rich, Riley, Schottky, Seawell, Sharkey, Slater, Snyder, Stow, Swing, Tickle, Wagy and Williams—37.

The President pro tempore declared a quorum of the Senate present.

Hon. F. C. Cloudsley, Speaker of the Assembly, directed the Chief Clerk of the Assembly to call the roll of Assemblymen.

ASSEMBLY ROLL CALL.

The roll was called, and the following answered to their names:

Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Knowland, Latham, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tonnoux, Turner, Utt, West, Wright, Zion and Mr. Speaker—68.

The Speaker declared a quorum of the Assembly present.

REGULAR ORDER OF BUSINESS.

The Joint Committee of Escort, consisting of Senators Reindollar, McCormack and Duval, and Assemblymen Knowland, McCarthy and Peterson, appointed to wait upon His Excellency Governor Frank F. Merriam, to inform him that the Joint Convention was now in session, and to escort him to the convention, appeared at the bar of the House and announced the presence of His Excellency Frank F. Merriam, Governor of the State of California.

PRESENTATION OF GOVERNOR FRANK F. MERRIAM.

Hon. F. C. Cloudsley, Speaker of the Assembly, then presented Governor Frank F. Merriam to the Joint Convention. The Governor then delivered his message to the members in Joint Convention.

MESSAGE OF GOVERNOR FRANK F. MERRIAM TO THE EXTRAORDINARY SESSION OF THE CALIFORNIA LEGISLATURE, SEPTEMBER 12, 1934.

To the Members of the California Senate and Assembly, in joint session.

Circumstances vitally affecting the welfare of the State and the people of California have made it necessary for me to call the members of the Legislature into extraordinary session.

You have been asked to come here solely for the purpose of meeting a public emergency.

Your duties and your labors will be directed wholly to the task of rendering aid to those who either are unable to find employment, and thus are prevented from supporting themselves and their dependents, or those who are excessively handicapped in their efforts to meet their financial obligations.

Until very recently I had hoped to avoid the necessity for a special session of the Legislature, but conversations with and official communications from representatives of the United States government eventually indicated certain matters must be disposed of promptly and in accord with a perfectly harmonious understanding between the State government and the National Relief Administration.

California has had the sympathetic and helpful attention of those directing National relief policies, and it is my desire not only to recognize and commend this condition, but to do everything in my power to sustain and continue it.

The proposals I shall lay before you are designed to relieve the distress of the unemployed men and women of California; to assure a greater measure of cooperation between the State government and the Federal government in meeting relief problems in this State; and to extend to various elements of our citizenship such emergency aid and consideration as the State, pending the next regular session of the Legislature, can provide.

There are many other pressing and important matters requiring the consideration and action of the Legislature, but in this special legislative session it has been necessary to adhere rigidly to a plan calling only for emergency relief.

With the single exception of a subject requiring prompt action under the terms of a Federal statute, all subjects to be considered by you at this time come strictly within the scope of relieving very serious conditions today existing in California.

I urge you to give thought only to the essential objectives contemplated in this call for an extraordinary convening of the Senate and the Assembly.

And while I earnestly desire that your deliberations will be comprehensive and thorough, it is my hope that your proceedings will result in expeditious disposal of the several subjects I shall submit to you.

They do not invade any aspect or phase of partisan or political interest, and I seek your cooperation and official sanction of certain emergency relief measures on no other basis than that of the common good.

Having myself painstakingly endeavored to avoid all considerations not directly related to the critical needs of our people, and having sought in every way to advance this emergency relief program from the broad standpoint of ministering to those in distress, I urge a like course upon you.

Without doubt, the regular session of the Legislature beginning in January will be called upon to extend or to modify such steps as you and I may take at this time.

There can be no question of the fact that a very broad and far-reaching program must be carried out by the State government of California looking not only to the care of the unemployed, the sick and disabled, and the aged, but also to the establishment of agencies concerned with the restoration of sound economic conditions throughout the State.

Greater social justice, guaranteed by statute and by State policy, must be our determined purpose.

Such problems, however, can not obtain adequate consideration at a session of the Legislature which, to render effective service in a crisis, must confine itself to efforts to relieve that crisis.

All of the recommendations which you are about to consider have had my careful and close attention. If approved in the form recommended, I feel that the danger of undue deprivation and suffering among the people of California will be lessened and placed upon a basis of reasonable attention to all legitimate claims for relief.

The program that is laid before you is based on what I regard as the genuine requirements of our people so far as those requirements can be met at this time. This proposed program is sound, and makes no pretensions either impossible of fulfillment, or, if undertaken, that might bring even greater confusion and distress.

The State's twenty million dollar relief bond issue authorized in June, 1933, has been exhausted.

The bond issue which I ask you to submit to the people of California in the November election is based on suggestions from the National Relief Administration, and the amount specified represents the minimum sum which the national authorities feel that California should make available at this time.

We are faced with a situation that should banish all aims and impulses not inspired by a determination to use our several energies and official responsibilities for the public welfare. The common man and the common women of California are our common problems.

I place my time and my services at your disposal for conference and discussion. I shall be available at all hours.

It should be understood that our purpose is to afford relief only to those actually needing it.

We have taken every precaution that has been suggested to prevent deliberate abuse of these relief measures by persons not in distress.

This refers not only to the provisions for unemployment relief, but also to the proposals that seek to lift some of the burdens of the taxpayer, the payer of assessments, and of the man and woman whose mortgage or trust deed obligations must be lightened to avoid foreclosures.

To accomplish the above mentioned purposes I am asking consideration and legislation on the following subjects:

1. (a) To consider and act upon an amendment to the Constitution of the State, for proposal to the people at the general election to be held in November, 1934, providing for relief for unemployment and destitution in this State by means of grants and the issuance of bonds of the State in the aggregate principal sum of twenty-four million dollars to provide funds therefor and providing for the administration of such relief; and (b) to consider and act upon legislation concerning the qualifications and requirements of persons applying for relief.

2. To consider and act upon a joint resolution memorializing the President and Congress of the United States to provide pensions for the aged.

3. To consider and act upon a concurrent resolution providing for a joint legislative committee to study the subject of unemployment insurance and to report its recommendations thereon to the Legislature at its next regular session.

4. To consider and act upon emergency legislation relating to relief for owners of real property by providing for the extension of periods of redemption, reduction of penalties, and postponement of times of sale, resale, and execution of deeds in respect to delinquent State, county and irrigation district taxes and assessments upon real property.

5. To consider and act upon emergency legislation relating to relief of debtors, including a moratorium on defaults on contracts of purchase and on the foreclosure of mortgages and deeds of trust and on the sale under power of sale contained in mortgages or deeds of trust executed upon real property, with ample protection and safeguard for the holders thereof.

6. To consider and act upon emergency relief legislation validating bonds of irrigation and reclamation districts, including refunding bonds thereof, heretofore issued.

7. To consider and act upon emergency legislation consenting to the acquisition by the United States of such lands in the State as in the opinion of the Federal government may be needed for the establishment, consolidation and extension of National forests in this State, as provided in the act of Congress approved March 1, 1911 (36 U. S. Statutes at Large, page 961, Chapter 186) as amended.

8. To consider and act upon emergency legislation relating to relief from special assessments, authorizing cities, counties, and cities and counties to assist in providing such relief, relating to unpaid assessments for improvements of streets and highways which have become a part of the State highway system, providing for determination of the benefits to be derived by the State therefrom and for assumption by the State of payment thereof, and relating to the readjustment and refinancing of the obligations of taxing districts and special improvement districts under the provisions of the act of Congress entitled "An act to amend an act entitled 'An act to establish a uniform system of bankruptcy throughout the United States,' approved July 1, 1898, and acts amendatory thereof and supplementary thereto," approved May 24, 1934.

I welcome you to the State capital, and assure you that in coming here at this time to render a vitally necessary service in your official capacity as the legislative branch of State government you are performing a duty in the highest interest of humanity and society.

FRANK F. MERRIAM,
Governor of California.

ADJOURNMENT OF JOINT CONVENTION.

At three o'clock and eighteen minutes p.m., there being no further business, Senator Breed, President pro tempore of the Senate, adjourned the Joint Convention.

IN ASSEMBLY.

At three o'clock and twenty minutes p.m., the Assembly reconvened. Speaker F. C. Cloudsley in the chair.

INTRODUCTION AND REFERENCE OF BILLS.

The following bill was introduced:

By Mr. Robinson, C. Ray: Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Bill read first time.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Robinson, C. Ray, asked for unanimous consent to take up Assembly Bill No. 1, at this time, without reference to committee and that same be considered engrossed.

Mr. Zion objected to the unanimous consent.

MOTION.

Mr. Hornblower moved that the Assembly resolve itself into Committee of the Whole.

The question being on the motion of Mr. Hornblower that the Assembly resolve itself into Committee of the Whole.

Motion carried.

IN COMMITTEE OF THE WHOLE.

Speaker Cloudsley in the chair.

Assembly Bill No. 1 considered.

Mr. Hornblower moved that the committee do now rise.

Motion carried.

IN ASSEMBLY.

Speaker Cloudsley in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 12, 1934.

GENTLEMEN: The Committee of the Whole has considered Assembly Bill No. 1.

CLOUDSLEY, Chairman.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Robinson, C. Ray, asked for, and was granted, unanimous consent to take up Assembly Bill No. 1, at this time, without reference to file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE.

Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Robinson, C. Ray:

Resolved, That Assembly Bill No. 1 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Robinson, C. Ray, moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor, Miller, James A., Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray, Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—72.

NOES—None.

Whereupon the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 1.

SECOND READING OF ASSEMBLY BILL NUMBER ONE.

Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—71.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE.

Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Robinson, C. Ray:

AMENDMENT NUMBER ONE.

On page 2, line 6, of the printed bill, after the word "taxes," insert the following: "or assessments".

Amendment adopted.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1 passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—72.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bill was introduced:

By Messrs. Woolwine and Hallner: Assembly Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Woolwine asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 1, at this time, without reference to committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER ONE.

Assembly Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 1 adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Ilunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Mecker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright and Mr. Speaker—72.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 1 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 1.

Relative to memorializing the President and Congress to provide for old age pensions.

WHEREAS, The problem of the care of the dependent aged has recently attained major proportions throughout the Nation, due in large part to the increasing mechanization of our industrial system and to the economic depression our country has been suffering, which has destroyed the financial independence of large numbers of our people, including those who had prudently prepared for the time when they could no longer earn a livelihood; and

WHEREAS, The problem is seriously complicated by the fact that the people of the United States freely exercise their right to change their residence, so that the States and communities in which many of our dependent aged live are not those to the economic building of which they have directly contributed; and

WHEREAS, Because of various factors, such as relative liberality of care of the dependent aged, climatic advantages, and the economic opportunities offered by certain areas prior to the depression, some States and communities have within their borders a disproportionately large number of dependent aged; and

WHEREAS, The financial burden of care of the dependent aged is so great in some States that the economic welfare and stability of such States are seriously affected and even threatened; and

WHEREAS, It is evident that the problem has become one which can be satisfactorily met only on a National scale, and that the Federal government must assist the State and local communities if the dependent aged, who during their years of usefulness have contributed to the economic life of the Nation, are to be cared for even on a minimum basis; and

WHEREAS, The President of the United States has recognized the responsibility of the Federal government in this matter, and has indicated that he will recommend to the Congress of the United States, at its next session, that there be legislation bearing on this problem; and

WHEREAS, It is well known that under modern conditions, with advanced industrial and business methods, and the availability of abundant qualified labor, the age of employability has changed considerably, and where but recently the wage earner could look forward with considerable confidence to earning a livelihood well beyond the age of 50, expectations today are much more limited, so that the age for retirement should be lower now than it has ever been; and

WHEREAS, It seems the part of wisdom to retire from industry and business as early as possible those who because of advancing age are beginning to become relatively inefficient, and so to give more opportunity for employment and advancement to younger workers; and

WHEREAS, Experience has shown that property disqualifications effect a serious injustice, and penalize those whose prudence and thrift has led them to prepare for old age by investment in a home or other small holdings, but who have no income with which to support themselves and to preserve their property, for which there is often no market; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly, That the President and the Congress of the United States be urged to consider the enactment of an old age pensions law to provide for the retirement and care of dependent aged persons in the United States, with adequate provision to alleviate the present burden of such care on the States and local communities, and with liberal provisions as regards age of retirement and disqualification because of ownership of property, to the end that a humanitarian and practical system of care of the dependent aged may be secured; and be it further

Resolved, That the Governor of the State of California transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Member of the House of Representatives from California in the Congress of the United States, and that such Senators and members from California be urged to support such legislation.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bill was introduced:

By Mr. Dempster: Assembly Bill No. 2—An act to prohibit until January 1, 1936, sales under mortgages of personal property for default in the payment of principal sum or installments thereof of obligations secured thereby; to provide for the reinstatement of loans secured by mortgages of personal property after default; to except from its provisions personal property of perishable nature or in danger of being lost or destroyed; to extend the statute of limitations upon such obligations; and to declare the urgency thereof.

Bill read first time.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Dempster asked for unanimous consent to take up Assembly Bill No. 2, at this time, without reference to committee or file, and that same be considered engrossed.

POINT OF ORDER.

Mr. Hornblower arose to the following point of order: Stating that Assembly Bill No. 2 was not in accord with the proclamation issued by the Governor.

RULING BY SPEAKER.

The Speaker ruled the point of order raised by Mr. Hornblower well taken.

Assembly Bill No. 2 ordered referred to Committee on Rules.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions.

J. A. BEEK, Secretary of Senate.

Senate Joint Resolution No. 1 referred to Committee on Rules.

RESOLUTION.

The following resolution was offered:

By Messrs. Lyon and Hallner:

ASSEMBLY RESOLUTION.

WHEREAS, The revenue expected to be received under the provisions of the horse racing legislation of this State has not materialized; and

WHEREAS, Only one new horse racing track has been built in the past year and one-half, indicating that there may be some need for amendment of the law; and

WHEREAS, A part of the expected revenues were to be used for the support of fairs and expositions, which encourage agricultural and industrial development, and the balance of said revenues were to be appropriated for the benefit of State insti-

tutions of learning or for the relief of unemployment within the State of California; and

WHEREAS, In view of the curtailed revenues of the State, such additional revenues would contribute measurably to the funds of the State; and

WHEREAS, It appears that an investigation of the situation is necessary to learn the reasons for the failure of such revenues to materialize and to suggest necessary changes to secure such revenues; now, therefore, be it

Resolved, That a committee of three members of the Assembly be appointed by the Speaker of the Assembly, to investigate the subject of horse racing in California and the reasons for the unsatisfactory revenues received under the present laws relating to horse racing, and to report thereon to the next regular session of the Legislature; and be it further

Resolved, That said committee shall proceed with said investigation in such manner as may be determined by said committee, and that it is hereby authorized to hold public hearings at any place in the State of California, at which hearings the people shall have opportunity to present their views to the committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, and is hereby authorized and empowered to require the production of books, agreements, documents, and papers of every kind; to issue subpoenas and to compel the attendance of witnesses, and to procure testimony; and each of the members of said committee is hereby authorized to administer oaths, and all the provisions of Article VIII of Chapter 2, Title I, Part III, of the Political Code relative to the attendance of witnesses before the Legislature and committees thereof, shall apply to said committee.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Lyon asked for, and was granted, unanimous consent to have the above resolution pertaining to horse racing printed.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Messrs. Jones, McCarthy, Boyle, Hunt, McMurray, Dempster, Grubbs, Rawls, King, Tournoux and Rogers: Assembly Constitutional Amendment No. 1—Proposed amendment to Article XVI of the Constitution, by adding section 10 thereto, relative to relief for unemployment and destitution.

Introduced.

By Messrs. Lyon, Woolwine and Hallner: Assembly Constitutional Amendment No. 2—Proposed amendment to Article XVI of the Constitution by adding thereto a new section to be numbered 10, relative to relief for unemployment and destitution.

Introduced.

By Messrs. Feigenbaum, Cobb, Cottrell, Cronin, Gilmore, Hornblower, Hunt, Jones, Maloney, Mayo, McMurray and Williamson: Assembly Concurrent Resolution No. 2—Relative to a Joint Legislative Committee to Study the Subject of Unemployment Insurance, and to report thereon at the next regular session of the Legislature.

Introduced.

By Mr. Lyon: Assembly Concurrent Resolution No. 3—Relative to the death of Charles E. Wantland.

Introduced.

By Mr. Dempster: Assembly Bill No. 2—An act to prohibit until January 1, 1936, sales under mortgages of personal property for default in the payment of principal sum or installments thereof of obligations secured thereby; to provide for the reinstatement of loans secured by mortgages of personal property after default; to except from its provisions personal property of perishable nature or in danger of being lost or destroyed; to extend the statute of limitations upon such obligations; and to declare the urgency thereof.

Bill read first time, and referred to Committee on Rules.

By Messrs. McCarthy, Rogers and Rawls: Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately.

Bill read first time.

By Mr. Meeker: Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

Bill read first time.

By Messrs. Redwine and Field: Assembly Bill No. 5—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read first time.

By Messrs. Kallam and Seudder: Assembly Bill No. 6—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

Bill read first time.

RECESS.

At four o'clock and fifty-five minutes p.m., on motion of Mr. Robinson, C. Ray, the Assembly was declared at recess until eight o'clock p.m. of this day.

REASSEMBLED.

At eight o'clock p.m., the Assembly reconvened.

Speaker Cloudsley in the chair.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

From Grand Parlor Native Daughters of the Golden West, relative to opening up approaches to the beaches by establishment of lateral roads from existing highways, at regular intervals, and where otherwise appropriate, to the shore line.

By Mr. Speaker:

From A. H. Marshall, Clarkton, Missouri, relative to taxation and government revenue.

By Mr. Speaker:

From Serma Matlin, Los Angeles, relative to criminal syndicalism law.

By Mr. Speaker:

From Inter-state Educational Association, relative to passage of moratorium (2 years) on foreclosure sales.

By Mr. Speaker:

From San Mateo Taxpayers Association, relative to charges preferred against members of the relief committee.

By Mr. Speaker:

From Albert Adelson, relative to solving unemployment.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief for unemployment and human need.

J. A. BEEK, Secretary of Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Lyon asked for, and was granted, unanimous consent to take up Senate Constitutional Amendment No. 1, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER ONE.

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief for unemployment and human need.

MOTION.

Mr. Lyon moved that the Assembly resolve itself into Committee of the Whole for the purpose of considering Senate Constitutional Amendment No. 1.

Motion carried.

IN COMMITTEE OF THE WHOLE.

SPEAKER CLOUDSLEY IN THE CHAIR.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER ONE.

Mr. Feigenbaum moved that the committee do now rise, and report back Senate Constitutional Amendment No. 1 without recommendation, as amended.

Motion carried.

IN ASSEMBLY.

SPEAKER CLOUDSLEY IN THE CHAIR.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 12, 1934.

GENTLEMEN: The Committee of the Whole has had under consideration Senate Constitutional Amendment No. 1, and does now report the same back, without recommendation, as amended.

CLOUDSLEY, Chairman.

FURTHER CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER ONE.

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution

of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief for unemployment and human need.

COMMITTEE AMENDMENT BY MR. HORNBLOWER.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3 of the printed measure, strike out lines 49, 50, 51 and 52, inclusive.

Amendment adopted.

COMMITTEE AMENDMENT BY MR. FEIGENBAUM.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 47, of the printed measure, after the word "section," strike out the balance of line 47 and all of line 48.

Amendment adopted.

COMMITTEE AMENDMENTS BY MR. MARTIN.

During reading of Senate Constitutional Amendment No. 1, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 15, of the printed measure, strike out the word "destitution", and insert the following: "human need".

AMENDMENT NUMBER TWO.

On page 3, line 3, of the printed measure, strike out the word "destitution", and insert the following: "human need".

AMENDMENT NUMBER THREE.

On page 2, line 52, of the printed measure, strike out the word "destitution", and insert the following: "human need".

Amendments adopted.

COMMITTEE AMENDMENT BY MR. ZION.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3 of the printed measure, immediately following line 48, insert the following:

"(j) The money expended by any county, city and county, municipality, district or other political subdivision of this State made available under the provisions of this section shall not be considered as a part of the base for determining the maximum expenditure for any given year permissible under section 20 of Article XI of this Constitution independent of the vote of the electors or authorization by the State Board of Equalization.

Amendment adopted.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received, read, and ordered printed in the journal:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE.
SACRAMENTO, September 12, 1934.

Hon. F. C. Cloudsley, Speaker of the Assembly, Sacramento, California.

DEAR MR. SPEAKER: Herewith enclosed please find letter under date of September 12th, received from Hon. Vernon D. Northrop, Emergency Relief Administrator, relative to Senate Constitutional Amendment No. 1.

I am transmitting copy of his letter, the original of which is on file in this office, to the Assembly in harmony with his request.

Very sincerely yours,

FRANK F. MERRIAM,
Governor of California.

SACRAMENTO, CALIFORNIA, September 12, 1934.

STATE OF CALIFORNIA, EMERGENCY RELIEF ADMINISTRATOR,

*To His Excellency Acting Governor Frank F. Merriam,
State Capitol, Sacramento, California.*

HONORABLE SIR: This letter is being addressed to you in an eleventh hour effort to place clearly before you the position of the Federal government with regard to the Senate Constitutional Amendment No. 1, now pending before the Legislature. It is my hope that you will transmit it to the Assembly for the purpose of avoiding passage of the amendment in its present form.

The ostensible purpose of this amendment is to make available \$24,000,000 of State funds for unemployment relief to be merged with funds anticipated from the Federal Emergency Relief Administration for unemployment relief. The bill contemplates that these joint funds will be administered by a single agency.

I fear that the amendment in the form passed unanimously by the State Senate this afternoon will fail to accomplish such purposes. The amendment is reported to provide: "for relief of unemployment and human need." I wish to point out that Federal funds may be expended only for unemployment relief; funds available for general human needs other than unemployment relief may not be merged with funds granted by the Federal government for unemployment relief; neither will the granting of funds by the State for general human need other than unemployment relief be regarded by the Federal administration as joint participation in an unemployment relief program.

The amendment also contemplates a joint administration for general human need as well as unemployment relief and names as administrator a chief of a division in the State Department of Social Welfare. It is further stated that the powers of the administrator may be vested in the Director of the Department of Social Welfare. It seems to me highly desirable that full power to administer unemployment relief only be vested in a commission and an administration set up for the exclusive purpose of administering such relief. The problems to be met are of an emergency nature and established State departments are governed by regulations which were not drawn in contemplation of a program involving problems of this nature and which also involves participation by a Federal agency.

I wish to point out further that the administrative authority set up in this bill is so ambiguous that it would be exceedingly difficult for the Federal Emergency Relief Administration to predicate any participation upon its terms.

In order to meet the emergency adequately, the administering agencies should not be governed by existing legal requirements of State departments set up to meet permanent and stable conditions. The administration agencies set up by the bill should be subject only to special administrative laws and regulations that may be enacted by the State and the rules and regulations of the Federal Emergency Relief Administration.

I wish to make clear that my thought is that the commission and the administrator should be State of California agencies, administering funds granted by both the State government and the Federal Emergency Relief Administration. They should be made up of competent public spirited persons whose records are such as to inspire your confidence, the confidence of Californians and the confidence of the Federal Emergency Relief Administration.

Your attention is called to the fact that, excepting for Federal grants, California is practically without unemployment relief funds at present. Even if the amendment now contemplated is passed, no stated funds will be available for expenditure until after the first of next year. It is apparent, therefore, that if that portion of unemployment relief heretofore provided by State and local funds is to be met for the ensuing four months, it must be met by increased Federal grants.

With this consideration in mind, I am sure you will appreciate the vital interest of the Federal administration in the agency which will be set up to administer the funds it is being asked to supply. The request to the Federal administration to supply the deficiency caused by the exhaustion of State and local funds, as you know, was predicated upon the proposition that California was to supply \$24,000,000 for unemployment relief for the fiscal year ending June 30, 1935. It was estimated that approximately \$50,000,000 would be required from the Federal Emergency Relief Administration during that period. It is vital, therefore, that the \$24,000,000 should be provided by the amendment solely for unemployment relief and explicitly for the fiscal year ending June 30, 1935.

And, in conclusion, I reiterate my belief that the amendment should provide for the setting up of an independent State agency for the administration of this money and any moneys which may be granted to the State by the Federal Emergency Relief Administration.

Respectfully,
(Signed)

VERNON D. NORTHROP, Acting Administrator.

MOTION.

Mr. Williamson moved that Senate Constitutional Amendment No. 1 be ordered to print.

Motion carried.

MOTION.

Mr. Lyon moved that the Chief Clerk be instructed to have rush order placed on the printing of Senate Constitutional Amendment No. 1.

Motion carried.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions.

J. A. BEEK, Secretary of Senate.

Assembly Joint Resolution No. 1 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, September 12, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 1—Relative to the adjournment out of respect to the memory of James Rolph, Jr., late Governor of California.

J. A. BEEK, Secretary of Senate.

Assembly Concurrent Resolution No. 1 ordered to enrollment.

RESOLUTION.

The following resolution was offered:

By Mr. Robinson, C. Ray:

Resolved, That Rule 105 of the standing rules of the Assembly of the fiftieth regular session, as they appear in the Assembly Journal of January 5, 1933, heretofore adopted as the rules for this special session, be and the same is hereby amended, for this special session, to read as follows:

105. Any motion to reconsider any vote taken by the Assembly during this special session, shall be acted upon on the day on which such vote is taken.

Mr. Robinson, C. Ray, moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Badham, Bowers, Brock, Burns, Callahan, Cassidy, Chatters, Cobb, Craig, Cronin, Crowley, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, Kallam Knowland, Latham, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, Peterson, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Tborp, Tournoux, Turner, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—58.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced:

By Messrs. Martin, Greene and Hallner: Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read first time, and ordered to print.

By Mr. Phillips: Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by

adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 2840, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

Bill read first time, and ordered to print.

By Mr. Phillips: Assembly Bill No. 9—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read first time, and ordered to print.

By Mr. Phillips: Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read first time, and ordered to print.

By Mr. Cobb: Assembly Bill No. 11—An act to postpone the payment and proceedings to enforce the payment of any portion of the principal amount of the bonds issued by certain special assessment districts.

Bill read first time, and ordered to print.

By Messrs. Woolwine and Hallner: Assembly Concurrent Resolution No. 4—Relative to providing for the appointment of a Joint Legislative Committee to Study the Problem of Unemployment.

Introduced, and ordered to print.

APPOINTMENT TO COMMITTEE.

The Speaker announced the appointment of Mr. Craig as a member of the Committee on Rules to fill vacancy.

ADJOURNMENT.

At eleven o'clock and thirty minutes p.m., on motion of Mr. Robinson, C. Ray, the Speaker declared the Assembly adjourned this day until nine o'clock and thirty minutes a.m., Thursday, September 13, 1934, out of respect to the memory of Hon. James Rolph, Jr., former Governor of the State of California.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, September 13, 1934.

At nine o'clock and thirty minutes a.m., pursuant to adjournment, the Assembly was called to order.

Hon. F. C. Cloudsley, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnibus, and the following members answered to their names:

Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Kuowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—75.

Quorum present.

PRAYER.

Prayer was offered by Rabbi Norman M. Goldburg, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Zion, its further reading was dispensed with.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

PLUMAS COUNTY CHAMBER OF COMMERCE,
PLUMAS COUNTY, CALIFORNIA, September 8, 1934.

Speaker of the Assembly, the Capitol, Sacramento, California.

MY DEAR SPEAKER: Am enclosing you, herewith, a resolution adopted by the Plumas County Chamber of Commerce at its last meeting.

Resolved, That the undersigned do respectfully petition His Excellency, Governor Frank F. Merriam, Director of Public Works, Hon. Earl Lee Kelly, the Legislature of the State of California and the California State Highway Commission to take the necessary steps to transfer jurisdiction, for construction and maintenance and all other necessary purposes, of the present county road connecting the town of Taylorsville with Route 83, secondary highway system, at a point known as Arlington Junction a distance of five miles westerly from the town of Taylorsville.

Most cordially yours,

PLUMAS COUNTY CHAMBER OF COMMERCE.

E. R. McDANIEL, Secretary.

RESOLUTION.

The following resolution was offered:

By Mr. Riley:

Resolved, That the Chief Clerk of the Assembly be, and he is hereby authorized to receipt to the Controller for any and all warrants for payment to members, officers and attaches of the Assembly after the close of the session, and to mail the same to their respective owners.

Resolution read, and on motion adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Meeker asked for, and was granted, unanimous consent to take up Assembly Bill No. 4, at this time, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER FOUR.

Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable

streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Meeker:

Resolved, That Assembly Bill No. 4 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Meeker moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Hallner, Hatch, Hoffman, Hunt, Jones, Kallam, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, Peterson, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Rogers, Roland, Scudder, Stannard, Stream, Tournoux, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—61.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 4.

SECOND READING OF ASSEMBLY BILL NUMBER FOUR.

Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability or navigable rivers," approved March 1, 1911, as amended.

Bill read second time.

THIRD READING OF ASSEMBLY BILL NUMBER FOUR.

Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 4 passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Cronin, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Peterson, Phillips,

Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stream, Sullivan, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

EXPLANATION OF VOTE.

I voted "Aye" upon Assembly Bill No. 4 after consultation with officials of the Federal Forestry Service in which they led me to understand that the land and timber taken from the assessment rolls of Del Norte, Humboldt and Mendocino counties would not materially affect the revenues of these counties.

M. J. BURNS.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Feigenbaum asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 2, at this time, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWO.

Assembly Concurrent Resolution No. 2—Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature.

Mr. Feigenbaum moved the adoption of the resolution.

The question being on the adoption of the resolution.

FLOOR AMENDMENT.

During reading of Assembly Concurrent Resolution No. 2, the following amendment was submitted by Mr. Wright:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out lines 31 to 41, inclusive, and substitute the following:

"Resolved, That the members of the committee shall serve without expense to the State."

AMENDMENT WITHDRAWN.

Mr. Wright, with the consent of his second, withdrew his amendment.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Lyon asked for, and was granted, unanimous consent to have further consideration of Assembly Concurrent Resolution No. 2 deferred in order to consider the following resolution:

ASSEMBLY RESOLUTION.

Resolved, That the Assembly may at any time resolve itself into a Committee of the Whole, that as such committee it shall have and may exercise all the powers of a committee of the Legislature as provided in Part III, Title I, Chapter 2, Article VIII of the Political Code, constituting sections 300 to 304 of the Political Code, that the Speaker of the Assembly, or any member named by the Speaker, shall be the chairman of the said Committee of the Whole, and that said chairman shall have and may exercise the powers of a chairman of a committee as provided in said Article VIII of the Political Code. The rules of the Assembly, so far as not inconsistent herewith, shall be observed by and shall govern said Committee of the Whole.

Mr. Lyon moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crowley, Dempster, Evans, Field, Fisher, Frazier, Greene, Hallner, Hatch, Hoffman, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stream, Sullivan, Thorp, Utt, West, Woolwine, Wright, Zion and Mr. Speaker—54.

NOES—Bliss, Crist, Cronin, Feigenbaum, Gilmore, Grubbs, Hornblower, Hunt, Jones, Kallam, King, McCarthy, Meehan, O'Donnell, Patterson, Powers, Stannard, Tournoux, Turner and Williamson—20.

FURTHER CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION
NUMBER TWO.

Assembly Concurrent Resolution No. 2—Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature.

FLOOR AMENDMENT.

During reading of Assembly Concurrent Resolution No. 2, the following amendment was submitted by Mr. Maloney:

AMENDMENT NUMBER ONE.

On page 2, line 31, of the printed bill, strike out the words "two thousand five hundred dollars", and insert in lieu thereof the words "one thousand dollars."

Amendment adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Feigenbaum asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 2, at this time, without reference to print, and that same be considered engrossed.

FURTHER CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION
NUMBER TWO.

Assembly Concurrent Resolution No. 2—Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 2 adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Cronin, Crowley, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Donnell, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Roland, Sendder, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 2 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 2.

Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature.

WHEREAS, Unemployment during the past few years has reached such proportions that it constitutes one of the gravest problems confronting the State, seriously affecting the health, morals and welfare of the people, and threatening disruptive economic and political consequences; and

WHEREAS, The burden of irregular employment now falls directly on the unemployed worker and his family, and results in an excessive drain on agencies for private charity and public relief; and

WHEREAS, Unemployment means loss of purchasing power, vitally affecting the livelihood of farmers, merchants and manufacturers by decreasing the demand for their products and services; and

WHEREAS, Such loss of purchasing power leads to further unemployment and destitution, and tends to paralyze the economic life of the State; and

WHEREAS, It is evident that a constructive solution of the problem of unemployment has become an imperative need; and

WHEREAS, Unemployment insurance appears to be a practical approach to a solution of this problem; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring. That there be a committee of six members, consisting of three members of the Assembly to be appointed by the Speaker thereof, and three members of the Senate, to be appointed by the President pro tempore thereof, to investigate and

study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature, with recommendations and suggestions for legislation; and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary, and shall proceed with said investigation in such manner as may be determined by said committee; and be it further

Resolved, That each department, board, commission or officer of the State of California, whenever requested to do so by said committee, shall furnish to said committee such assistance as it may require; and be it further

Resolved, That said committee is hereby authorized to hold public hearings at any place in the State of California at which hearings the people shall have opportunity to present their views to the committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, and is hereby authorized and empowered to require the production of books, agreements, documents and papers of every kind; to issue subpoenas and to compel the attendance of witnesses, and to procure testimony. Each of the members of said committee is hereby authorized to administer oaths, and all the provisions of Article VIII of Chapter 2, Title I, Part III of the Political Code of the State relative to the attendance and assemblage of witnesses before the Legislature and committees thereof, shall apply to the committee appointed under this resolution; and be it further

Resolved, That the sum of \$1,000 or so much thereof as may be necessary be and the same is hereby appropriated for the purpose of defraying the expenses of said committee and said investigation, said sum to be paid equally from the contingent funds of the Senate and of the Assembly and the State Controller is hereby authorized and directed to draw his warrants in favor of the person entitled thereto for such expenditures as may be certified to him from time to time by the chairman of said committee and the State Treasurer is hereby authorized and directed to pay the same.

INTRODUCTION AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bills were introduced:

By Mr. Cobb: Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof.

Bill read first time.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following report of standing committee was received and read:

ON MILEAGE.

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

MR. SPEAKER: Your Committee on Mileage begs leave to report that it has counted the mileage according to section 208 of the Political Code, and recommends the adoption of the resolution herewith:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named member of the Assembly for the amount set opposite his name, and the State Treasurer is hereby directed and ordered to pay the same:

District	Name	Address	Distance from seat	Distance from Co. seat, more	Distance from Co. seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
36	Lucius Powers, Jr.	Fresno, Fresno County	169	---	---	---	338	\$16.90

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

CROWLEY, Chairman.

Mr. Crowley moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Evans, Feigenbaum, Field, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hunt, Kallam, Knowland, Latham, Martin, McBride, McCarthy, McMurray, Meeker, Miller, Eleanor, Miller, James A., Morgan, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Redwine, Riley, Roberts, Robinson, C. Ray, Robinson, Samuel E., Rogers, Roland, Scudler, Stannard, Scream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—60.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Mr. Lyon:

Resolved, That the Assembly do now constitute a Committee of the Whole, to consider relief bond measures and investigate any matters in relation thereto.

Mr. Lyon moved the adoption of the resolution.

Resolution adopted.

IN COMMITTEE OF THE WHOLE.

Speaker Cloudsley in the chair

Mr. Lyon moved that the committee do now rise, and report the action of committee.

Motion carried.

IN ASSEMBLY.

Speaker Cloudsley in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

GENTLEMEN: The Committee of the Whole has had under consideration matters pertaining to relief measures and subpena, and does now report back.

CLOUDSLEY, Chairman.

MOTION.

Mr. Lyon moved that the following report of the Committee of the Whole be adopted:

SUBPENA DUCES TECUM.

REPORT OF THE COMMITTEE OF THE WHOLE OF THE ASSEMBLY OF THE STATE OF CALIFORNIA ON INVESTIGATION OF RELIEF BOND MEASURES.

IN THE MATTER OF THE INVESTIGATION } Subpena Duces Tecum
OF RELIEF BOND MEASURES }

The People of the State of California, and Governors to Terms II, Voting:

We command you that all and singular business and excuses being set aside, you appear and attend as a witness before the above entitled committee of the Assembly of the State of California on investigation of relief bond measures, in the Chamber of the Assembly in the State Capitol in the city of Sacramento, State of California, on the thirteenth day of September, 1934, at two o'clock p.m., and bring with you the following books, agreements, documents, papers and communications, letters, telegrams and orders from your superiors or any of them, or from any officer or department of the Federal government, authorizing or directing, or empowering you to write the communication to Governor Frank P. Merriam, dated September 12, 1934, and the orders and directions or instructions including communications and telegrams received by you concerning the same and upon which you base and predicate the statement therein contained or received by you since you so write such letter, also all papers, records and files which you have, or which are in your custody or control, concerning the expenditure of money under the S. E. R. A. within this State, and your orders and instructions relative to future

expenditures, and orders and instructions and communications concerning the plans of the Federal government for providing relief for unemployment and destitution within this State, during the next ensuing year or years, and your records showing the persons employed to administer S. E. R. A. funds during the past two months, and contemplated number of offices and employees and salaries thereof for expenditures during the next ensuing year, and any and all other records and information which will be helpful to or aid in the determination of what action the State should take with reference to contribution of money to and for such purpose, and the plan for expenditure thereof, and control of such expenditures, and any and all other information, letters, communications or orders from your superiors, or from any officer or department of the Federal government concerning or relating to either contribution by the State of California to a fund for unemployment, or concerning or relating to proposed expenditures of money within this State for such purpose under the S. E. R. A. program, or any other plan or program proposed or contemplated in this State during the next ensuing year.

And for failure to so attend and to produce said books, agreements, documents, and papers, you will be deemed guilty of contempt of said committee and dealt with according to law.

By order of the Chairman of the Committee of the Whole of the Assembly of the State of California this thirteenth day of September, 1934:

F. C. CLOUDSLEY,

Chairman of the Committee of the Whole
of the Assembly of the State of California.

The question being on the adoption of the report of the Committee of the Whole.

The roll was called, and the report adopted by the following vote:

AYES—Alter, Badham, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Cronin, Crowley, Dempster, Evans, Field, Fisher, Frazier, Gilmore, Greene, Halmer, Hatch, Hoffman, Kallam, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, Meehan, Meeker, Miller, Eleanor, Miller, James A., Morgan, Nielsen, O'Connor, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray, Rogers, Scudder, Stream, Sullivan, Thorp, Turner, Utt, West, Woolwine, Wright and Zion—57.

NOES—Bliss, Crist, Grubbs, Hunt, Jones, McCarthy, Stannard, Tournoux and Mr. Speaker—9.

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Mr. Robinson, C. Ray, the Assembly was declared at recess until one o'clock and forty-five minutes p.m. of this day.

REASSEMBLED.

At one o'clock and forty-five minutes p.m., the Assembly reconvened. Speaker Cloudsley in the chair.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 13, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 1—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

J. A. BEEK, Secretary of Senate.

Senate Bill No. 1 ordered referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Phillips asked for, and was granted, unanimous consent to take up Assembly Bill No. 8, at this time, without reference to file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER EIGHT.

Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Phillips:

Resolved, That Assembly Bill No. 8 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Phillips moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cottrell, Cronin, Crowley, Dempster, Evans, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hunt, Jones, King, Knowland, Latham, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Rogers, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, Williamson, Zion and Mr. Speaker—58.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 8.

SECOND READING OF ASSEMBLY BILL NUMBER EIGHT.

Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Cronin, Crowley, Dempster, Evans, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Donnell, Patterson, Peterson, Phillips, Powers,

Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Zion and Mr. Speaker—64.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER EIGHT.

Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; and section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 8 passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Broek, Burns, Cassidy, Chatters, Cobb, Cottrell, Cronin, Crowley, Dempster, Evans, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Patterson, Peterson, Phillips, Powers, Rawls, Riley, Roberts, Robinson, C. Ray; Rogers, Roland, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Wright, Zion and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RESOLUTION.

The following resolution was offered:

By Mr. Phillips:

Resolved, That the Controller be, and he is hereby ordered and directed to draw his warrant upon the contingent fund of the Assembly, in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, in the sum of one hundred dollars (\$100.00), for the payment of postage, supplies and incidentals connected with this extraordinary session, and the State Treasurer is hereby directed and ordered to pay the same.

Mr. Phillips moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Broek, Burns, Cassidy, Chatters, Cobb, Cottrell, Cronin, Crowley, Evans, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, Jones, Kallam, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—66.

NOES—None.

MOTION.

Mr. Lyon moved that the Assembly resolve itself into Committee of the Whole for the purpose of considering Senate Constitutional Amendment No. 1, as amended.

Motion carried.

IN COMMITTEE OF THE WHOLE.

Speaker Cloudsley in the chair.

FURTHER CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT
NUMBER ONE, AS AMENDED.

Mr. Brock moved that the committee do now rise, and report back.
Motion carried.

IN ASSEMBLY.

Speaker Cloudsley in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 13, 1934.

GENTLEMEN: The Committee of the Whole has had under consideration Senate Constitutional Amendment No. 1, and does now report the same back.

CLOUDSLEY, Chairman.

MOTION.

Mr. Lyon moved that the following report of Committee of the Whole be adopted:

REPORT OF COMMITTEE OF THE WHOLE.

That the Speaker of the Assembly appoint a committee of three to meet with a like committee from the Senate to confer with Mr. Vernon D. Northrop, Acting Administrator, Emergency Relief Administration, relative to amendments to Senate Constitutional Amendment No. 1.

Report adopted.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above report, the Speaker appointed Messrs. Lyon, Jones and Knowland as such select committee.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

WASHINGTON, D. C., September 13, 1934.

*Vernon D. Northrop, Acting Administrator, State Emergency Relief Administration,
Care Senate Committee on Relief Legislation, State Capitol, Sacramento,
California.*

Your letter to Governor this date approved. As stated before, you are authorized to act in California as my agent.

HARRY L. HOPKINS, Administrator.

INTRODUCTION AND REFERENCE OF BILLS.

The following bill was introduced:

Assembly Concurrent Resolution No. 5—Relative to adjournment sine die.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Robinson, C. Ray, asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 5, at this time, without reference to committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FIVE.

Assembly Concurrent Resolution No. 5—Relative to adjournment sine die.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 5 adopted by the following vote:

AYES—Alter, Badham, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Evans, Feigenbaum, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, King, Knowland, Latham,

Maloney, Martin, McBride, McCarthy, Meehan, Mecker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, Patterson, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—63.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 5 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 5.

Relative to adjournment sine die.

Resolved by the Assembly of the State of California, the Senate thereof concurring, That this fiftieth (extraordinary) session of the Legislature adjourn sine die at five o'clock p.m. September 14, A.D. 1934.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 13, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof;

Also: Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

J. A. BEEK, Secretary of Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for, and was granted, unanimous consent to take up Senate Bill No. 4, at this time, without reference to committee or file.

CASE OF URGENCY.

The following resolution was offered:

By Mr. West:

Resolved, That Senate Bill No. 4 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. West moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Broek, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Field, Fisher, Frazier, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, King, Latham, Maloney, Mayo, McBride, McMurray, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, Patterson, Peterson, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Turner, Utt, West, Williamson, Wright and Mr. Speaker—61.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 4.

SECOND READING OF SENATE BILL NUMBER FOUR.

Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read second time.

THIRD READING OF SENATE BILL NUMBER FOUR.

Senate Bill No. 4—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 4 passed by the following vote:

AYES—Badham, Bliss, Bowers, Brock, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Evans, Field, Fisher, Frazier, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Maloney, McBride, McCarthy, McMurray, Meeker, Miller, Eleanor; Morgan, Nielsen, Patterson, Peterson, Rawls, Redwine, Riley, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Wright, Zion, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Robinson, C. Ray, asked for, and was granted, unanimous consent to take up Senate Bill No. 3, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Robinson, C. Ray:

Resolved, That Senate Bill No. 3 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Robinson, C. Ray, moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Badham, Bliss, Bowers, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Maloney, Mayo, McBride, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, O'Connor, Patterson, Peterson, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—62.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 3.

SECOND READING OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Badham, Bliss, Bowers, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Maloney, Mayo, McBride, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, O'Connor, Patterson, Peterson, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—62.

NOES—None.

THIRD READING OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 3 passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Cassidy, Chatters, Cottrell, Crowley, Dempster, Evans, Field, Fisher, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Lyon, Maloney, Mayo, McBride, McMurray, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Donnell, Patterson, Peterson, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILLS.

The following bill was introduced:

By Messrs. Redwine and Cobb: Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read first time.

RECESS.

At five o'clock p.m., on motion of Mr. Robinson, C. Ray, the Assembly was declared at recess until eight o'clock p.m., of this day.

REASSEMBLED.

At eight o'clock p.m., the Assembly reconvened.

Speaker Cloudsley in the chair.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 13, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the

watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended.

J. A. BEEK, Secretary of Senate.

The above reported bill ordered to enrollment.

ABSENCE OF QUORUM.

Mr. O'Connor suggested the absence of a quorum.

The Speaker ordered a roll call taken.

The roll was called, and the following answered to their names:

Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cottrell, Crowley, Evans, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hunt, Kallam, King, Latham, Maloney, Martin, Mayo, McCarthy, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Scudder, Stream, Thorp, Turner, Williamson, Wright and Mr. Speaker—49.

The Speaker thereupon declared a quorum present.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Martin asked for, and was granted, unanimous consent to take up Assembly Bill No. 7, at this time, without reference to file, and that same be considered engrossed.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Martin:

Resolved, That Assembly Bill No. 7 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Martin moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Crowley, Evans, Fisher, Frazier, Greene, Grubbs, Hatch, Hornblower, Hunt, Kallam, King, Knowland, Latham, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Robinson, C. Ray; Robinson, Samuel E., Rogers, Scudder, Stannard, Stream, Thorp, Tournoux, Turner, West, Williamson, Wright and Mr. Speaker—56.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 7.

SECOND READING OF ASSEMBLY BILL NUMBER SEVEN.

Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Badham, Bliss, Bowers, Boyle, Burns, Cassidy, Chatters, Cobb, Cottrell, Crist, Cronin, Crowley, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Maloney, Martin, Mayo, McBride, McMurray, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Roland, Stannard, Stream, Sullivan, Thorp, Turner, West, Williamson, Wright and Mr. Speaker—57.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER SEVEN.

Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817e2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Messrs. Martin and Greene:

AMENDMENT NUMBER ONE.

On page 9, line 3, of the printed bill, strike out "said county treasurer", and insert in lieu thereof the following: "the auditor of the county or city and county in which such real estate is situate".

Amendment adopted.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Messrs. Martin and Greene:

AMENDMENT NUMBER ONE.

On page 9, line 7, of the printed bill, strike out the period and insert a comma and the following: "but in any event such number of installments shall not be greater than will enable such person to complete the redemption of the property under the provisions of this section within ten years from and after the date of filing the declaration of intention prescribed in this section."

AMENDMENT NUMBER TWO.

On page 10, line 11, of the printed bill, after the comma, insert the following: "or in the event of failure to make payment of all installments of taxes and interest required under the provisions of this section within the period determined by the county auditor or city and county auditor hereunder,".

Amendments adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Martin asked for, and was granted, unanimous consent to take up Assembly Bill No. 7, at this time, without reference to print, and that same be considered engrossed.

THIRD READING OF ASSEMBLY BILL NUMBER SEVEN.

Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817e2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Messrs. Martin and Greene:

AMENDMENT NUMBER ONE.

On page 10, line 9, of the printed bill, strike out "consecutive".

AMENDMENT NUMBER TWO.

On page 10, line 21, of the printed bill, strike out "consecutive".

AMENDMENT NUMBER THREE.

On page 10 of the printed bill, between lines 34 and 35, insert the following:

"Nothing contained in this section shall prevent cities of the fifth and sixth class from providing by ordinance their own system for the assessment, levy and collection of taxes, unless this exception of such cities is held unconstitutional by a final decision of a court of competent jurisdiction. In the latter case this section shall operate as to such cities."

Amendments adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Martin asked for, and was granted, unanimous consent to take up Assembly Bill No. 7, at this time, without reference to print, and that same be considered engrossed.

THIRD READING OF ASSEMBLY BILL NUMBER SEVEN.

Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 7 passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Maloney, Martin, McBride, McMurray, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Stannard, Stream, Sullivan, Tournoix, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RESOLUTION.

The following resolution was offered:

By Mr. Cassidy:

WHEREAS, The approach of the adjournment of the Legislature sine die at the fiftieth extra session thereof requires the time of the Legislature be conserved to the greatest extent; now, therefore, be it

Resolved, That upon the adoption of this resolution speeches on the floor of the Assembly be limited to five minutes in length, save for the author of a bill under consideration who shall be entitled to five minutes to open and five minutes to close the argument on such bill.

Mr. Cassidy moved the adoption of the resolution.

The question being on the adoption of the resolution.

Resolution refused adoption.

REQUEST FOR UNANIMOUS CONSENT.

Mr. McCarthy asked for, and was granted, unanimous consent to take up Assembly Bill No. 3, at this time, without reference to file, and that same be considered engrossed.

CASE OF URGENCY.

The following resolution was offered:

By Mr. McCarthy:

Resolved, That Assembly Bill No. 3 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. McCarthy moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Donnell, Patterson, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, West and Mr. Speaker—60.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 3.

SECOND READING OF ASSEMBLY BILL NUMBER THREE.

Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, West, Wright and Mr. Speaker—62.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER THREE.

Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 3 passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Maloney, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, West, Wright and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bill was introduced:

By Messrs. Jones, O'Connor, Boyle, King, Dempster, McCarthy, Rogers, Hunt, Tournoux, Rawls, McBride and Turner: Assembly Bill No. 14—An act to prohibit until January 1, 1936, sales under certain mortgages and deeds of trust for default in the payment of the principal sum of obligations secured thereby, to extend the time to redeem from certain mortgage foreclosure sales, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale made in violation of the act, to prescribe the time within which an action to avoid such a sale may be brought, and to declare the urgency hereof.

Bill read first time.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Phillips asked for, and was granted, unanimous consent to take up Assembly Bill No. 10, at this time, without reference to file, and that same be considered engrossed.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Phillips:

Resolved, That Assembly Bill No. 10 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Phillips moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Crist, Cronin, Crowley, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Maloney, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, O'Donnell, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, West, Wright, Zion and Mr. Speaker—63.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 10.

SECOND READING OF ASSEMBLY BILL NUMBER TEN.

Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and

to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read second time.

THIRD READING OF ASSEMBLY BILL NUMBER TEN.

Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 10 passed by the following vote:

AYES—Badham, Bliss, Bowers, Boyle, Brock, Cassidy, Chatters, Cobb, Cottrell, Crist, Cronin, Crowley, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Maloney, Mayo, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stream, Sullivan, Thorp, Tournoux, Turner, West, Williamson, Wright and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Cobb asked for, and was granted, unanimous consent to take up Assembly Bill No. 12, at this time, without reference to file, and that same be considered engrossed.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Cobb:

Resolved, That Assembly Bill No. 12 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Cobb moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Crist, Cronin, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Mayo, McBride, McMurray, Meehan, Meeker, Miller, Eleanor; Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, West, Williamson, Wright, Zion and Mr. Speaker—61.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 12.

SECOND READING OF ASSEMBLY BILL NUMBER TWELVE.

Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United

States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Crist, Cronin, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Mayo, McBride, McMurray, Meehan, Meeker, Miller, Eleanor; Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson Samuel E., Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, West, Williamson, Wright, Zion and Mr. Speaker—61.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER TWELVE.

Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Cobb:

AMENDMENT NUMBER ONE.

On page 6 of the printed bill, strike out lines 4 to 50, both inclusive.

AMENDMENT NUMBER TWO.

On page 7 of the printed bill, strike out lines 1 to 9, both inclusive.

AMENDMENT NUMBER THREE.

On page 3, line 10, of the printed bill, strike out the numeral "4", and insert in lieu thereof the numeral "3"; in line 12, strike out the numerals "14", and insert in lieu thereof the numerals "11"; in line 19, strike out the numerals "15", and insert in lieu thereof the numerals "12"; in line 28, strike out the numerals "16", and insert in lieu thereof the numerals "13".

Amendments adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Cobb asked for, and was granted, unanimous consent to take up Assembly Bill No. 12, at this time, without reference to print, and that same be considered engrossed.

THIRD READING OF ASSEMBLY BILL NUMBER TWELVE.

Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing

districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 12 passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Dempster, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Latham, Maloney, Martin, McBride, McMurray, Meehan, Meeker, Miller, Eleanor; Nielsen, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Wright, Zion and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO REFER.

Mr. Woolwine moved that Assembly Concurrent Resolution No. 4 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring the resolution to the Committee on Rules.

Motion carried.

Assembly Concurrent Resolution No. 4 referred to Committee on Rules.

MOTION TO REFER.

Mr. Phillips moved that Assembly Bill No. 9 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring Assembly Bill No. 9 to the Committee on Rules.

Motion carried.

Assembly Bill No. 9 referred to Committee on Rules.

MOTION TO REFER.

Mr. Kallam moved that Assembly Bill No. 6 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring Assembly Bill No. 6 to the Committee on Rules.

Motion carried.

Assembly Bill No. 6 referred to Committee on Rules.

MOTION TO REFER.

Mr. Woolwine moved that Assembly Constitutional Amendment No. 2 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring Assembly Constitutional Amendment No. 2 to the Committee on Rules.

Motion carried.

Assembly Constitutional Amendment No. 2 referred to Committee on Rules.

ADJOURNMENT.

At ten o'clock and thirty minutes p.m., on motion of Mr. Robinson, C. Ray, the Speaker declared the Assembly adjourned this day until nine o'clock and thirty minutes a.m., Friday, September 14, 1934.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY

ASSEMBLY CHAMBER,

SACRAMENTO, Friday, September 14, 1934.

At nine o'clock and thirty minutes a.m., pursuant to adjournment, the Assembly was called to order.

Hon. F. C. Cloudsley, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Alter, Badham, Bliss, Bowers, Boyle, Broek, Burns, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—76.

Quorum present.

PRAYER.

Prayer was offered by Rabbi Norman M. Goldberg, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Nielsen, its further reading was dispensed with.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. West, Mr. E. Worrell of Antioch was extended the privilege of the floor of the Assembly for this day.

PRESENTATION OF PETITION.

The following petition was read, and ordered printed in the Journal:

LOS ANGELES, CALIFORNIA, September 13, 1934.

Assemblyman Charles W. Dempster, State Capitol, Sacramento, California.

Senate Bill No. 7, relief of special assessment districts, obligates State to assume more than \$100,000,000 indebtedness, destroys highway construction industry and throws 50,000 men out of work, and under Cartwright Bill, passed last Congress, Federal aid to California would be suspended. We demand elimination Chapters II and III, retaining Chapters I and IV, conforming to title and intent providing means for special assessment district relief.

ASSOCIATED GENERAL CONTRACTORS OF AMERICA.
SOUTHERN CALIFORNIA CHAPTER.

By F. J. CONNOLLY, Manager.

MOTION TO REFER.

Mr. Cobb moved that Assembly Bill No. 11 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring Assembly Bill No. 11 to the Committee on Rules.

Motion carried.

Assembly Bill No. 11 referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Cobb asked for, and was granted, unanimous consent to take up Assembly Bill No. 13, at this time, without reference to committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER THIRTEEN.

Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Cobb:

Resolved, That Assembly Bill No. 13 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Cobb moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Chatters, Cobb, Cottrell, Crist, Cronin, Dempster, Evans, Fisher, Frazier, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, Kallam, Latham, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Donnell, Patterson, Peterson, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Tournoux, Turner, West and Mr. Speaker—57.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 13.

SECOND READING OF ASSEMBLY BILL NUMBER THIRTEEN.

Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Crist, Cronin, Dempster, Evans, Field, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, Kallam, Latham, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Tournoux, Turner, West, Williamson, Wright, Zion and Mr. Speaker—60.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER THIRTEEN.

Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 13 passed by the following vote:

AYES—Badham, Bliss, Bowers, Boyle, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Cronin, Dempster, Evans, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Kallam, Knowland, Latham, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Robinson, C. Ray; Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Tournoux, Turner, Utt, Williamson, Wright, Zion and Mr. Speaker—60.

NOES—Crist—1.

Title read and approved.

Bill ordered transmitted to the Senate.

RECESS.

At ten o'clock and forty-five minutes a.m., on motion of Mr. Meeker, the Assembly was declared at recess until eleven o'clock a.m. of this day.

REASSEMBLED.

At eleven o'clock a.m., the Assembly reconvened.

Speaker Cloudsley in the chair.

SECOND READING OF ASSEMBLY BILL NUMBER FIVE.

Assembly Bill No. 5—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read.

FLOOR AMENDMENTS.

During second reading of the bill, the following amendments were submitted by Mr. Field:

AMENDMENT NUMBER ONE.

Strike out the title of the printed bill, and insert in lieu thereof the following: "An act to prohibit until April 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured

thereby or contracted to be paid thereunder; to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act; to prescribe the time within which an action to avoid the same may be brought; to postpone sales for default in payment of installments due between effective date of act and April 1, 1935; to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act; and to declare the urgency thereof."

AMENDMENT NUMBER TWO.

On page 1, line 22, of the printed bill, strike out that portion of line 22 following the period in said line, and strike out all of lines 23 and 24, and on page 2, all of lines 1 to 11, inclusive.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out lines 19 to 52, inclusive; strike out all of pages 3 to 5, inclusive, and insert in lieu thereof the following:

"SEC. 2. Until April 1, 1935, no sale shall be made under any power of sale contained in any mortgage or deed of trust heretofore executed upon real property, nor shall any sale be made under any final decree of foreclosure rendered in any action to foreclose a mortgage heretofore executed upon real property nor shall the interest of any purchaser under a contract of purchase of real property heretofore executed, be terminated or forfeited, in any case in which the only default in the performance of the obligation for which said mortgage or deed of trust was given as security or in the performance of such contract consists solely of the failure to pay when due the principal sum of such obligation.

Nothing contained in this act shall prevent the acceleration, by reason of the nonpayment of taxes, interest or insurance, of the entire obligation secured by any such mortgage or deed of trust, nor prevent the sale thereunder by reason of such default.

SEC. 3. In all cases in which the time within which an action upon any obligation founded upon a written instrument secured by a mortgage or deed of trust upon real property may be commenced would expire by virtue of section 337 of the Code of Civil Procedure during the period extending between the date upon which this act takes effect and the first day of April, 1935, such time is hereby extended so as not to expire until June 1, 1935.

SEC. 4. Any sale of real property under a deed of trust or mortgage with power of sale made in violation of this act shall be voidable, except as against a bona fide purchaser or encumbrancer for value, at the instance of the record owner of such real property at the time of such sale; provided that any action to avoid such sale or any deed executed pursuant thereto must be brought within one year of the date of such sale.

SEC. 5. Nothing contained in this act shall apply to or be deemed to affect (a) any mortgage, deed of trust or contract of sale upon real property executed after the effective date of this act, or (b) any mortgage or deed of trust securing the payment of bonds or other evidences of indebtedness authorized or permitted to be issued by the Commissioner of Corporations or made by public utilities subject to the provisions of the Public Utilities Act.

SEC. 6. No sale shall be made under any power of sale contained in any mortgage or deed of trust executed before the effective date of this act upon real property, nor shall any sale be made under any final decree of foreclosure rendered in any action to foreclose a mortgage executed before the effective date of this act upon real property, nor shall the interest of any purchaser under a contract of purchase of real property executed before the effective date of this act be terminated or forfeited, in any case in which the only default in the performance of the obligation for which said mortgage or deed of trust was given as security or in the performance of the obligation of such contract consists solely of the failure to pay when due installments of the principal sum of such obligation which became due according to the terms of such obligation between the effective date of this act and April 1, 1935, until at least six months after the due date of the last installment of the principal sum of such obligation.

Nothing contained in this section shall prevent the acceleration by reason of the nonpayment of taxes, interest or insurance, of the entire obligation secured by any such mortgage or deed of trust, nor prevent the sale thereunder by reason of such default. Nothing contained in this act shall be deemed to prevent the mortgagor, trustor, purchaser or their successors in interest from waiving the benefits of the provisions of this act by the execution of an appropriate instrument in writing.

In all cases in which the time within which an action upon any installment of the principal sum of an obligation, a sale for default in the payment of which is postponed by this act, would expire by virtue of section 337 of the Code of Civil Procedure prior to the time when such sale is permitted by this section, then such time in which such action may be brought is extended to and until three months after the date upon which such sale might be held under this section.

SEC. 7. No suit or action shall be commenced against the guarantor of any note secured by a mortgage or deed of trust upon real property in any case while

by virtue of any law no sale may be made under any power of sale contained in such mortgage or deed of trust, or while no sale may be made under the final decree of foreclosure rendered in an action to foreclose such mortgage.

SEC. 8. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety, within the meaning of section 1 of Article IV of the Constitution, and shall therefore go into immediate effect.

The facts constituting the necessity are as follows: A severe economic depression exists throughout the State, rendering many of its citizens unable to pay the principal sum of their debts or to otherwise refinance their loans. As a result thereof, through foreclosure actions, they are being deprived of their property."

Amendments adopted.

FURTHER FLOOR AMENDMENTS.

During second reading of the bill, the following amendments were submitted by Mr. O'Connor:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out the title, and insert in lieu thereof the following:

"An act to prohibit until January 1, 1936, sales under certain mortgages and deeds of trust for default in the payment of the principal sum of obligations secured thereby, to extend the time to redeem from certain mortgage foreclosure sales, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale made in violation of the act, to prescribe the time within which an action to avoid such a sale may be brought, and to declare the urgency hereof."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out everything below the enacting clause, and strike out all of the remainder of the bill, and insert in lieu thereof the following:

"SECTION 1. Until January 1, 1936, no sale shall be made under any power of sale contained in any mortgage or deed of trust heretofore executed upon real property improved with a single family dwelling, nor shall any sale be made under any final decree of foreclosure rendered in any action to foreclose a mortgage heretofore executed upon real property improved with a single family dwelling, in any case in which the only default in the performance of the obligation for which said mortgage or deed of trust was given as security consists solely of the failure to pay when due the principal sum of such obligation.

Nothing contained in this act shall prevent the acceleration, by reason of the nonpayment of taxes, interest or insurance, of the entire obligation secured by any such mortgage or deed of trust, nor prevent the sale thereunder by reason of such default.

SEC. 2. If real property has heretofore been sold under any final decree of foreclosure of a mortgage, and a deed for such property has not been given pursuant to section 703 of the Code of Civil Procedure, the time to redeem from such sale is hereby extended for the period of one year from and after the expiration of the period of redemption provided by section 702 of the Code of Civil Procedure.

SEC. 3. In all cases in which the time within which an action upon any obligation founded upon a written instrument secured by a mortgage or deed of trust upon real property may be commenced would expire by virtue of section 337 of the Code of Civil Procedure during the period extending between the date upon which this act takes effect and the first day of January, 1936, such time is hereby extended so as not to expire until March 1, 1936.

SEC. 4. Any sale of real property under a deed of trust or mortgage with power of sale made in violation of this act shall be voidable, except as against a bona fide purchaser or encumbrancer for value, at the instance of the record owner of such real property at the time of such sale; provided that any action to avoid such sale or any deed executed pursuant thereto must be brought within one year of the date of such sale.

SEC. 5. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety, within the meaning of section 1 of Article IV of the Constitution, and shall therefore go into immediate effect.

The facts constituting the necessity are as follows: A severe economic depression exists throughout the State, rendering many of its citizens unable to pay the principal sum of their debts or to otherwise refinance their loans. As a result thereof, through foreclosure actions, they are being deprived of their property."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

RESOLUTION.

The following resolution was offered:

By Mr. Hallner:

WHEREAS, Forty-seven years ago today, the stork brought to certain parents the supreme blessing of becoming the father and mother, respectively, of one Charles W. Lyon, who would be slightly beyond the lifting power of the stork today; and

WHEREAS, The Creator has conferred sundry and various blessings upon this most blessed of all States; and

WHEREAS, Not the least of these many blessings has been the men of ability who have willingly and devotedly contributed time and effort to public service; and

WHEREAS, The said Charles W. Lyon has endeared himself to his fellows by his efforts on behalf of the poor and the lowly, and his friendly willingness to give a helping hand to his fellow man; and

WHEREAS, The said Charles W. Lyon has at all times shown himself and daily does continue to show that he is in every sense deserving of that august title "prince of good fellows"; now, therefore, be it

Resolved, That the Assembly of the State of California does extend its congratulations to the Honorable Charles W. Lyon upon his completion of 47 years of useful and worthwhile life and many years of public service; and be it further

Resolved, That the Assembly of the State of California hereby expresses its hope that the said Honorable Charles W. Lyon will continue to contribute his many talents and capacities to the achievement of many more years of worthwhile public service such as he has already so splendidly contributed.

Resolution read, and on motion unanimously adopted.

RECESS.

At eleven o'clock and ten minutes a.m., on motion of Mr. Robinson, C. Ray, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Cloudsley in the chair.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced:

By Messrs. Jones, Woolwine, Hunt, McCarthy and Boyle: Assembly Constitutional Amendment No. 3—Proposed amendment to Article IV of the Constitution by adding thereto new section numbered 37, relative to relief for unemployment and destitution.

Introduced.

By Messrs. Woolwine, Hunt, Jones and Hornblower: Assembly Bill No. 15—An act to amend section 9 of an act entitled "An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act," approved May 28, 1929, relating to transfers of property to county by applicants for aid.

Bill read first time.

By Messrs. Jones, Redwine, Field, Hunt, McCarthy, Boyle, O'Connor, Rogers, Tournoux, Turner, King and Woolwine: Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read first time.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for unanimous consent to take up Assembly Bill No. 16, at this time, without reference to committee or file, and that same be considered engrossed.

OBJECTION RAISED.

Mr. Zion objected to granting unanimous consent.

MOTION.

Mr. Jones moved that all the standing rules of the Assembly be suspended in order to consider Assembly Bill No. 16.

REQUEST FOR ROLL CALL.

On request of Messrs. O'Connor, Boyle, Jones, Tournoux and Dempster, the Speaker ordered a roll call taken on the motion to suspend the rules.

The roll was called, and the motion to suspend the rules carried by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Cottrell, Crist, Crowley, Dempster, Evans, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hunt, Jones, King, Knowland, Latham, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; O'Connor, O'Donnell, Patterson, Peterson, Powers, Rawls, Redwine, Riley, Roberts, Robinson, Samuel E., Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Woolwine, Zion and Mr. Speaker—54

NOES—Chatters, Cronin, Gilmore, Hallner, Hornblower, Lyon, Morgan, Nielsen, Utt, West and Williamson—11.

CONSIDERATION OF ASSEMBLY BILL NUMBER SIXTEEN.

Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Jones:

Resolved, That Assembly Bill No. 16 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cottrell, Crist, Crowley, Dempster, Evans, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hunt, Jones, Knowland, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Roland, Seudder, Stannard, Stream, Sullivan, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright and Mr. Speaker—57.

NOES—Gilmore—1.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 16.

SECOND READING OF ASSEMBLY BILL NUMBER SIXTEEN.

Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cottrell, Crist, Dempster, Evans, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Jones, Knowland, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Woolwine, Wright and Mr. Speaker—59.

NOES—Gilmore—1.

THIRD READING OF ASSEMBLY BILL NUMBER SIXTEEN.

Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read third time.

The question being on the passage of the bill.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At two o'clock and forty-five minutes p.m., Hon. Harry B. Riley, Speaker pro tempore of the Assembly, in the chair.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for, and was granted, unanimous consent to have further consideration of Assembly Bill No. 16 deferred for the time being.

MOTION.

Mr. Lyon moved that the Assembly resolve itself into Committee of the Whole for the purpose of considering Senate Constitutional Amendment No. 1.

Motion carried.

IN COMMITTEE OF THE WHOLE.

Speaker pro tempore Harry B. Riley in the chair.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER ONE.

Mr. Lyon moved that the committee do now rise, and report back Senate Constitutional Amendment No. 1 with recommendations, as amended.

Motion carried.

IN ASSEMBLY.

Speaker Cloudsley in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

GENTLEMEN: The Committee of the Whole has had under consideration Senate Constitutional Amendment No. 1, and does now report the same back, with recommendations, as amended

CLOUDSLEY, Chairman.

FURTHER CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT
NUMBER ONE.

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief for unemployment and human need.

MOTION.

Mr. Lyon moved that the following amendments to Senate Constitutional Amendment No. 1, adopted by the Committee of the Whole, be adopted:

AMENDMENTS ADOPTED BY THE COMMITTEE OF THE WHOLE.

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed measure, as amended, strike out the words "for unemployment and human need", and insert in lieu thereof the following: "of hardship and destitution due to and caused by unemployment".

AMENDMENT NUMBER TWO.

On page 1, lines 15 and 16, of the printed measure, as amended, strike out the words "for unemployment and human need", and insert in lieu thereof the following: "of hardship and destitution due to and caused by unemployment".

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed measure, as amended, after the word "expended" insert the following: "prior to July 1, 1935".

AMENDMENT NUMBER FOUR.

On page 1 of the printed measure, as amended, strike out lines 19 to 25, inclusive; strike out lines 1 to 5, inclusive, on page 2, and insert in lieu thereof:

"(b) A relief administrator shall be appointed by and hold office at the pleasure of the Governor. He shall receive such compensation as shall be fixed by the Governor until otherwise prescribed by law. He shall administer and direct the expenditure of all moneys hereby appropriated. In addition he may administer and direct the expenditure of all such funds as are made available for use within this State by the United States government for relief of hardship and destitution due to and caused by unemployment."

AMENDMENT NUMBER FIVE.

On page 2 of the printed measure, as amended, strike out lines 6 to 19, inclusive, and insert in lieu thereof the following:

"General policies for the guidance of relief administration shall be determined by a Relief Commission, which is hereby created. The commission shall consist of the State Director of Social Welfare, serving thereon ex officio, and eight members appointed by and holding office at the pleasure of the Governor. The members, other than the ex officio member, shall serve without pay, but shall receive their necessary traveling expenses. Not more than two members of the commission shall be residents of the same county or city and county and no person holding a salaried public office, other than the State Director of Social Welfare, may be a member of said commission."

AMENDMENT NUMBER SIX.

On page 3, lines 1 and 2, of the printed measure, as amended, strike out the words "for unemployment and human needs", and insert in lieu thereof the following: "of hardship and distress due to and caused by unemployment".

AMENDMENT NUMBER SEVEN.

On page 3, lines 5 and 6, of the printed measure, as amended, strike out the words "for unemployment and human needs", and insert in lieu thereof the following: "of hardship and distress due to and caused by unemployment".

AMENDMENT NUMBER EIGHT.

On page 3, lines 7 and 8, of the printed measure, as amended, strike out the words "by and under the direction of and in the manner and".

AMENDMENT NUMBER NINE.

On page 3, line 12, of the printed measure, as amended, strike out the period, and insert in lieu thereof a comma and the following: "such moneys to be expended in accordance with the laws of the State of California."

AMENDMENT NUMBER TEN.

On page 4 of the printed measure, as amended, immediately following line 4, insert the following:

"(j) Whenever the United States government or any officer or agency thereof shall provide pensions or other aid for the aged, cooperation by the State therewith and therein is hereby authorized in such manner and to such extent as may be provided by law from funds other than funds provided for in subdivisions (a) and (e) of this section. Nothing contained in this subdivision (j) repeals, amends or modifies the Old Age Security Act of the State of California in any manner or in any respect whatsoever, and the power of the Legislature in this regard shall be the same in every respect as if this amendment to the Constitution had not been adopted."

AMENDMENT NUMBER ELEVEN.

On page 4, line 5, of the printed measure, as amended, strike out "(j)", and insert in lieu thereof the following: "(k)".

Amendments adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Lyon asked for, and was granted, unanimous consent to take up Senate Constitutional Amendment No. 1, at this time, without reference to print or file.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER ONE.

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief from unemployment and human need.

Senate Constitutional Amendment No. 1 read.

The question being on the adoption of Senate Constitutional Amendment No. 1.

FLOOR AMENDMENT.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by Mr. Crowley:

AMENDMENT NUMBER ONE.

On page 2, line 44, of the printed measure, as amended, strike out the words "The members, other than the ex officio member, shall serve without pay", and insert in lieu thereof: "The members of the Relief Commission shall receive no salary for their services as members of such Relief Commission".

Amendment adopted.

FURTHER FLOOR AMENDMENT.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by Mr. Bliss:

AMENDMENT NUMBER ONE.

On page 4, line 6, of the printed measure, as amended, strike out the word "first".

Amendment adopted.

FURTHER FLOOR AMENDMENT.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by Mr. Woolwine:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed measure, as amended, insert after the word "expended", the following: "within the fiscal year beginning July 1, 1934, and".

WITHDRAWAL OF AMENDMENT.

Mr. Woolwine withdrew his amendment.

EXPLANATION.

The undersigned members of the San Francisco delegation opposed the amendment proposed by Mr. Woolwine to Senate Constitutional Amendment No. 1 upon the ground that such amendment would permit the use of the funds raised thereunder to be used for the payment of previously incurred obligations or the reimbursement of moneys already expended, and that without said proposed amendment said Senate Constitutional Amendment No. 1 does not permit any such payment, repayment or reimbursement and permits payments or grants solely for obligations or expenditures incurred or made subsequent to the date of the adoption of said Senate Constitutional Amendment No. 1 by the people.

MELVYN I. CRONIN.
B. J. FEIGENBAUM.
JOSEPH P. GILMORE.
WM. B. HORNBLOWER.
THOMAS A. MALONEY.
P. J. McMURRAY.
RAY WILLIAMSON.
JAMES A. MILLER.

EXPLANATION.

I opposed the amendment proposed by Mr. Woolwine to Senate Constitutional Amendment No. 1 upon the ground that such amendment would permit the use of the funds raised thereunder to be used for the payment of previously incurred obligations or the reimbursement of moneys already expended, and that without said proposed amendment said Senate Constitutional Amendment No. 1 does not permit any such payment, repayment or reimbursement and permits payments or grants solely for obligations or expenditures incurred or made subsequent to the date of the adoption of said Senate Constitutional Amendment No. 1 by the people.

ROY J. NEILSEN.

FURTHER FLOOR AMENDMENT.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by Mr. Dempster:

AMENDMENT NUMBER ONE.

On page 2, line 45, of the printed measure, as amended, strike out the words "serve without pay but", and insert in lieu thereof the following: "receive such compensation as the Legislature may hereafter fix and determine, and".

POINT OF ORDER.

Mr. Lyon arose to the following point of order: Stating that the amendment submitted by Mr. Dempster was out of order as the Crowley amendments which were adopted previously covered the same matter.

RULING BY SPEAKER.

The Speaker ruled the point of order well taken, and declared the amendments submitted by Mr. Dempster out of order.

FURTHER FLOOR AMENDMENT.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by Messrs. Jones, Boyle, McCarthy and Hunt:

AMENDMENT NUMBER ONE.

On the last page of the printed measure, after the last line, add the following: "Unlimited by any of the provisions of section 31 of Article IV of this Constitution, the Legislature is hereby authorized to provide for relief for destitution in such manner and by such means (including the taking of private property by

eminent domain therefor) and from such funds, as the Legislature shall by law provide, either independently or in cooperation with the United States government, and such relief so provided is hereby declared a public use."

The question being on the adoption of the amendment.

DEMAND FOR PREVIOUS QUESTION.

Messrs. Jones, King, O'Connor, Evans and Cottrell demanded the previous question.

The question being: Shall the main question be now put?

Demand for previous question sustained.

The question being on the adoption of the amendment submitted by Messrs. Jones, Boyle, McCarthy and Hunt.

REQUEST FOR ROLL CALL.

On request of Messrs. Jones, King and O'Connor, the Speaker ordered a roll call taken on the adoption of the amendment.

The roll was called, and the amendment submitted by Messrs. Jones, Boyle, McCarthy and Hunt was refused adoption by the following vote:

AYES—Boyle, Cassidy, Dempster, Hunt, Jones, King, McCarthy, O'Connor, Rogers and Woolwine—10.

NOES—Alter, Badham, Bliss, Bowers, Brock, Burns, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Kallam, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Utt, West, Williamson, Wright, Zion and Mr. Speaker—64.

FURTHER FLOOR AMENDMENT.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by Mr. Fisher:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed measure, as amended, strike out the words "prior to July 1, 1935,".

Amendment refused adoption.

FURTHER FLOOR AMENDMENT.

During reading of Senate Constitutional Amendment No. 1, the following amendment was submitted by Mr. Lyon:

AMENDMENT NUMBER ONE.

On page 3, line 48, of the printed measure, as amended, after the comma following the word "determine", insert the following: "shall be in the form of serial bonds maturing in ten equal annual installments, the first installment maturing not later than five years from date of issuance, shall bear interest at not exceeding the rate of six per cent per annum payable semiannually, both principal and interest being payable in lawful money of the United States,".

Amendment adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Lyon asked for, and was granted, unanimous consent to take up Senate Constitutional Amendment No. 1, as amended, at this time, without reference to print.

The question being on the adoption of Senate Constitutional Amendment No. 1.

The roll was called, and Senate Constitutional Amendment No. 1 adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—74.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 1 ordered transmitted to the Senate.

MOTION.

Mr. Lyon moved that the Assembly be at recess for the purpose of presenting Hon. Geo. J. Hatfield, former United States District Attorney.

Motion carried.

At three o'clock and forty minutes p.m., on motion of Mr. Lyon, the Assembly was declared at recess.

The Speaker appointed Messrs. Lyon, Phillips and Robinson, C. Ray, as a select committee to escort Hon. Geo. J. Hatfield to the bar of the Assembly, where he delivered a brief address.

REASSEMBLED.

At three o'clock and forty-five minutes p.m., the Assembly reconvened.

Speaker Cloudsley in the chair.

MOTION TO PRINT.

Mr. Woolwine moved that the Chief Clerk be instructed to have 1000 copies of Assembly Concurrent Resolution No. 1 printed.

Motion carried.

RECESS.

At three o'clock and forty-seven minutes p.m., on motion of Mr. Robinson, C. Ray, the Assembly was declared at recess until three o'clock and fifty minutes p.m. of this day.

REASSEMBLED.

At three o'clock and fifty minutes p.m., the Assembly reconvened. Speaker Cloudsley in the chair.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: Your Committee on Attaches respectfully begs to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their respective names, and for the amounts of money as hereinbelow provided, and the Controller is hereby directed to draw his warrants in favor of the respective persons for the said respective amounts, and the Treasurer is hereby directed to pay the same:

Commencing September 12, 1934—

Arthur A. Ohnimus, Chief Clerk-----	3 days at \$10 00 per day----	\$30 00
Louis F. Erb, Minute Clerk-----	3 days at 9 00 "-----	27 00
Howard McIntyre, Assistant Clerk----	3 days at 7 00 "-----	21 00
Ray Riordan, Assistant Clerk-----	3 days at 7 00 "-----	21 00
Michael Connolly, Sergeant-at-Arms----	3 days at 8 00 "-----	24 00

Madge Cross, Chief Stenographer-----	3 days at	\$6 00 per day	-----\$18 00
Rabbi Norman M. Goldberg, Chaplain--	3 days at	4 00 "	----- 12 00
Juanita Dependener, Stenographer----	3 days at	5 00 "	----- 15 00
Billie Guthrie, Page-----	3 days at	2 50 "	----- 7 50
James Clancey, Page-----	3 days at	2 50 "	----- 7 50

CRAIG, Chairman.

Mr. Craig moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Brock, Burns, Cassidy, Chatters, Craig, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Jones, Knowland, Latham, Maloney, Martin, Mayo, McBride, McCarthy, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Rogers, Stream, Turner, Utt, West, Williamson, Wright, Zion and Mr. Speaker—53.

NOES—None.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: Your Committee on Attaches respectfully begs to report that it has carefully considered the applications for the following positions in the Assembly, and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their names, and for the amounts of moneys as herein below provided, and the Controller is hereby directed to draw his warrants in favor of the said persons for the said amounts, and the Treasurer is hereby directed to pay the same:

Commencing September 13, 1934—

Elmer Durkin, Sergeant-at-Arms-----	2 days at	\$5 00-----	\$10 00
Paul Cronin, Sergeant-at-Arms-----	2 days at	5 00-----	10 00
E. A. Sullivan, Sergeant-at-Arms-----	2 days at	5 00-----	10 00
Walter Feeley, Sergeant-at-Arms-----	2 days at	5 00-----	10 00
David Buckley, Sergeant-at-Arms-----	2 days at	5 00-----	10 00

CRAIG, Chairman.

Mr. Craig moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Brock, Burns, Cassidy, Chatters, Craig, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Jones, Knowland, Latham, Maloney, Martin, Mayo, McBride, McCarthy, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Rogers, Stream, Turner, Utt, West, Williamson, Wright, Zion and Mr. Speaker—53.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Mr. Craig:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant upon the fund for payment of officers and employees of the Assembly in favor of the following named persons for the sums set opposite their respective names and the Treasurer is directed to pay the same. Said amounts being in payment for one day's services performed prior and incident to the convening of the present extraordinary session of the Assembly and one day's services to be performed after adjournment sine die:

Arthur A. Ohnimus, Chief Clerk, 2 days-----	\$20 00
Louis F. Erb, Minute Clerk, 2 days-----	18 00
Madge Cross, Chief Stenographer, 2 days-----	12 00

Mr. Craig moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Brock, Burns, Cassidy, Chatters, Craig, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Jones, Knowland, Latham, Maloney, Martin, Mayo, McBride, McCarthy, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Rogers, Stream, Turner, Utt, West, Williamson, Wright, Ziou and Mr. Speaker—53.

NOES—None.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 7—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately;

Also: Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities, counties, cities and counties and the State toward the payment of such assessments, and declaring the urgency thereof;

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 7?

AMENDMENT NUMBER ONE.

On page 2, line 12, of the printed bill, as amended, strike out the words "hereof and the provisions".

The roll was called, and Senate amendment to Assembly Bill No. 7 was concurred in by the following vote:

AYES—Alter, Badham, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Thorp, Tournoux, Utt, Williamson, Woolwine, Wright, Zion and Mr. Speaker—64.

NOES—None.

The above reported bill ordered to enrollment.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 12?

AMENDMENT NUMBER ONE.

On page 2, line 38, of the printed bill, as amended, strike out the word "or", and insert in lieu thereof the following: "of".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, as amended, strike out lines 41 to 43, inclusive, and insert in lieu thereof the following: "sought to be refunded".

AMENDMENT NUMBER THREE.

On page 2, line 47, of the printed bill, as amended, strike out the word "refunding".

AMENDMENT NUMBER FOUR.

On page 2, line 48, of the printed bill, as amended, immediately following the word "authorize", insert the following: "the".

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill, as amended, strike out lines 3 to 10, inclusive, and insert in lieu thereof the following:

"(1) In the case of cities such election must be held in accordance with the procedure for the holding of an election set forth in an act of the Legislature

entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof," enacted February 25, 1901, as amended."

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, as amended, strike out line 17, and insert in lieu thereof the following: "accordance with the procedure for the holding of".

AMENDMENT NUMBER SEVEN.

On page 3 of the printed bill, as amended, strike out all of line 20, and insert in lieu thereof the following: "held in accordance with the procedure for the hold-".

AMENDMENT NUMBER EIGHT.

On page 3, line 31, of the printed bill, as amended, immediately following the word "bonds", insert the following: "constituting".

AMENDMENT NUMBER NINE.

On page 3, line 33, of the printed bill, as amended, immediately following the word "readjustment.", insert the following: "In further illustration hereof but not by way of limitation upon the powers herein granted, any city is hereby authorized to issue such refunding bonds substantially in the manner and form and with the effect provided in the Improvement Act of 1911, such refunding bonds to be payable and to entitle the holders thereof to enforce, foreclose and collect the same, as provided in said Improvement Act of 1911; provided, however, anything to the contrary herein contained notwithstanding, no refunding bonds shall be payable by the levy of taxes or special assessment taxes upon all taxable property in a district, unless the bonds sought to be refunded were payable by the levy of taxes or special assessment taxes upon all taxable property in a district."

AMENDMENT NUMBER TEN.

On page 3, line 36, of the printed bill, as amended, after the word "respectively", insert a comma.

AMENDMENT NUMBER ELEVEN.

On page 4 of the printed bill, as amended, strike out lines 7 to 10, inclusive.

AMENDMENT NUMBER TWELVE.

On page 4, line 25, of the printed bill, as amended, after the word "notice", insert the following: ", for a reasonable time and in a reasonable manner,".

AMENDMENT NUMBER THIRTEEN.

On page 4 of the printed bill, as amended, strike out lines 42 to 44, inclusive, and insert in lieu thereof the following: "if such levy or assessment was for the purpose of paying the principal or interest on the bonds sought to be refunded by the plan of readjustment, in the manner and as set forth in such plan of readjustment, and the powers herein granted shall".

AMENDMENT NUMBER FOURTEEN.

On page 4, line 51, of the printed bill, as amended, after the word "to", insert the following: "any proceedings taken under".

AMENDMENT NUMBER FIFTEEN.

On page 6, line 1, of the printed bill, as amended, immediately before the word "proportion", insert the following: "purposes and the".

AMENDMENT NUMBER SIXTEEN.

On page 1 of the printed bill, as amended, strike out the title, and insert in lieu thereof the following:

"An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities and counties toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately."

AMENDMENT NUMBER SEVENTEEN.

On page 5 of the printed bill, as amended, strike out lines 20 and 21, and insert in lieu thereof the following:

"Chapter 2. Relief by contribution from cities or counties."

AMENDMENT NUMBER EIGHTEEN.

On page 5 of the printed bill, as amended, strike out line 23, and insert in lieu thereof the following: "SEC. 8. Any city or county of this State".

AMENDMENT NUMBER NINETEEN.

On page 5 of the printed bill, as amended, strike out line 30, and insert in lieu thereof the following: "or county. In the case of a city, such debt-".

AMENDMENT NUMBER TWENTY.

On page 5 of the printed bill, as amended, strike out lines 42 and 43, and insert in lieu thereof the following: "be effective for any purpose unless such city or county files in the United States District Court in".

AMENDMENT NUMBER TWENTY-ONE.

On page 5 of the printed bill, as amended, strike out line 47, and insert in lieu thereof the following: "SEC. 10. Such city or county may use in".

The roll was called, and Senate amendments to Assembly Bill No. 12 were concurred in by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Brock, Burns, Cassidy, Chatters, Cobb, Craig, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hornblower, Hunt, Jones, Knowland, Latham, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Nielsen, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Rogers, Stream, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—55.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 8—An act to amend the Palo Verde Irrigation District Act, approved June 21, 1923, as amended, by adding to said act, as amended, new sections to be numbered and providing as follows, to wit: Section 28½, relating to disposal of tax-deeded and tax-delinquent lands; section 65, relating to proceedings in bankruptcy; section 66, relating to contracts with the United States or any agency thereof under an act approved May 5, 1917, as amended, and validating such contracts; section 67, validating bonds of the district; section 68, validating rehabilitation plans; and declaring the legislative intent as to unconstitutionality and declaring the urgency of this act;

Also: Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

J. A. BEEK, Secretary of Senate.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 2—Relative to a Joint Legislative Committee to Study the Subject of Unemployment Insurance, and to report thereon at the next regular session of the Legislature.

J. A. BEEK, Secretary of Senate.

The above reported Assembly Concurrent Resolution No. 2 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1—An act relative to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1?

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the words "any install-", and insert in lieu thereof the word "all".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the words "ment or".

AMENDMENT NUMBER THREE.

On page 2, line 6, of the printed bill, after the word "taxes", insert the following: "or assessments".

The roll was called, and Senate amendments to Assembly Bill No. 1 were concurred in by the following vote:

AYES—Alter, Badham, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Thorp, Tournoux, Utt, Williamson, Woolwine, Wright, Zion and Mr. Speaker—64.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately;

Also: Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately; And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 13?

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the word "until", strike out the words and figures "December 31", and insert in lieu thereof the following: "February 28".

The roll was called, and Senate amendment to Assembly Bill No. 13 was concurred in by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Craig, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Donnell, Patterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Scudder, Stannard, Stream, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—63.

NOES—None.

The above reported bill ordered to enrollment.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 3?

AMENDMENT NUMBER ONE.

On page 1, line 4, of the original typewritten bill, strike out the figure "7", and insert in lieu thereof the figure "5".

The roll was called, and Senate amendment to Assembly Bill No. 3 was concurred in by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Craig, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Donnell, Patterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Scudder, Stannard, Stream, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—63.

NOES—None.

The above reported bill ordered to enrollment.

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Mr. Jones moved that the Assembly resolve itself into Committee of the Whole for the purpose of considering Senate Bill No. 5 and Assembly Bill No. 16.

The speaker is being on the matter of Mr. Jones that the Assembly speaks itself into existence of the Welsh.

[Faint handwritten text]

1. *Introduction*

Speaker: Campbell, C. H. (1940)

Wang, N. B. and N. B. Wang (1991) *Journal of the American Statistical Association* 86: 101-110.

Mr. Robinson: I may mention that the committee is now the Medical Council.

100

1. *Chrysomelidae* (11/11/11)

NOTICE: All communications with the Office should be by e-mail.

The following system of Classification of the Whale was revised and read:

100-100-100-100-100-100-100-100-100-100

XXXXXXXX The University of the West Indies, St. Augustine, Trinidad and Tobago
N/A

complicated

Mr. Robinson, C. 185, stated he, and was awarded quarters and food for 60 days. He was killed Nov. 10, at that time, without reference to the

/// *Journal of the American Academy of Religion* ///

Under Rule 1, c. 1, it was so provided until February 7, 1904, when under certain circumstances and kinds of cases, and the forfeiture of the interest of the purchaser under various contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, as stated the statute of 1894 was taken into consideration, so that, in spite of the existence of the same, any sale or purchase made in violation of the act, as provided in the law within which we attempt to avoid the same, may be brought to judgment, since the default in payment of installments due between effective date of act and February 7, 1904, is continuous and not barred by merely getting around provisions obligating the enforcement of the penalty for which is referred to the act, and as before the Supreme Court.

CASE OF URGENCY.

The following resolution was offered.

By Mr. Robinson, C. Ray:

Resolved, That Senate Bill No. 5 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Robinson, C. Ray, moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—73.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 5.

SECOND READING OF SENATE BILL NUMBER FIVE.

Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—73.

NOES—None.

THIRD READING OF SENATE BILL NUMBER FIVE.

Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the

interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Cobb:

AMENDMENT NUMBER ONE.

Strike out the title of the printed bill, and insert in lieu thereof the following: "An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought; to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof; to prevent actions against guarantors obligations enforcement of the security for which is affected by the act, and to declare the urgency hereof.

Mr. Cobb withdrew the above amendment.

FURTHER FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Hoffman:

AMENDMENT NUMBER ONE.

On page 3, line 18, following the "." strike out the words "Nothing contained in this act shall be deemed to prevent a mortgagor, trustor, purchaser, or their successors in interest, from waiving the benefits of the provisions of this act by the execution of an appropriate instrument in writing".

Amendment adopted.

FURTHER FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Feigenbaum:

AMENDMENT NUMBER ONE.

On page 2 of the original bill, as amended in the Senate, strike out the type-written matter on said page reading: "Nothing contained", to and including "in writing", in the last line of said typewritten copy.

Mr. Feigenbaum withdrew the above amendment.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Robinson, C. Ray, asked for, and was granted, unanimous consent to take up Senate Bill No. 5, at this time, without reference to print.

THIRD READING OF SENATE BILL NUMBER FIVE.

Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the

interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 5 finally passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Cassidy, Chatters, Cobb, Cottrell, Craig, Cronin, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hallner Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stream, Sullivan, Thorp, Tournoux, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—Gilmore and McCarthy—2.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Hornblower asked for, and was granted, unanimous consent to take up Assembly Bill No. 16, at this time, without reference to committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER SIXTEEN.

Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Hornblower:

Resolved, That Assembly Bill No. 16 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Hornblower moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Dempster, Evans, Feigenbaum, Field, Fisher, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, Knowland, Latham, Lyon, Martin, Mayo, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Patterson,

Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, Samuel E., Rogers, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—64.
 NOES—O'Donnell—1.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 16.

SECOND READING OF ASSEMBLY BILL NUMBER SIXTEEN.

Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burnus, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER SIXTEEN.

Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Redwine:

AMENDMENT NUMBER ONE.

On page 6 of the original bill, as introduced, strike out:

"SEC. 14. Any person desiring to file a petition under the provisions of this act may apply to the district attorney of the county to prepare all the necessary documents and represent such person without charge to him in all proceedings under the provisions of this act. The district attorney shall prepare such documents and so represent such person, if such person states and shows to the satisfaction of the district attorney that he is without means to pay an attorney and is unable to prepare such documents."

The question being on the adoption of the amendment.

REQUEST FOR ROLL CALL.

On request of Messrs. Jones, O'Connor and Redwine, the Speaker ordered a roll call taken on the adoption of the amendment.

The roll was called, and the amendment was adopted by the following vote:

AYES—Badham, Bliss, Bowers, Burns, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Hallner, Hoffman, Hornblower, Kallam, Knowland, Latham, Lyon, Maloney, Martin, Mayo, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Donnell, Peterson, Phillips, Rawls, Redwine, Roland, Scudder, Stream, Sullivan, Thorp, Utt, West, Williamson, Wright, Zion and Mr. Speaker—49.

NOES—Boyle, Brock, Cassidy, Dempster, Grubbs, Hunt, Jones, King, McCarthy, McMurray, O'Connor, Patterson, Robinson, Samuel E., Rogers, Stannard, Tournoux, Turner and Woolwine—18.

FURTHER FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Mayo:

AMENDMENT NUMBER ONE.

On page 4 of the original printed bill, at the end of section 9, strike out the period, and insert the following: "or (c) any mortgage, deed of trust or contract of sale upon mining property."

Amendment adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Lyon asked for, and was granted, unanimous consent to take up Assembly Bill No. 16, at this time, without reference to printer, and that same be considered engrossed.

THIRD READING OF ASSEMBLY BILL NUMBER SIXTEEN.

Assembly Bill No. 16—An act relating to the relief of debtors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 16 passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burus, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—71.

NOES—Jones—1.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 7—An act making an appropriation for pay of officers and clerks, for contingent and for other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

J. A. BEEK, Secretary of Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Brock asked for, and was granted, unanimous consent to take up Senate Bill No. 7, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NUMBER SEVEN.

Senate Bill No. 7—An act making an appropriation for pay of officers and clerks for contingent and for other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency thereof.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Brock:

Resolved, That Senate Bill No. 7 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Brock moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Stannard, Stream, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 7.

SECOND READING OF SENATE BILL NUMBER SEVEN.

Senate Bill No. 7—An act making an appropriation for pay of officers and clerks for contingent and for other expenses of, or authorized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Stannard, Stream, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—None.

THIRD READING OF SENATE BILL NUMBER SEVEN.

Senate Bill No. 7—An act making an appropriation for pay of officers and clerks for contingent and for other expenses of, or author-

ized by, the special session of the Legislature which convened on September 12, 1934, and declaring the urgency hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 7 finally passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meeker, Miller, Eleanor; Morgan, Nielsen, O'Connor, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Stannard, Stream, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Lyon asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 3 at this time.

Assembly Concurrent Resolution No. 3 read, and on motion unanimously adopted.

ASSEMBLY CONCURRENT RESOLUTION No. 3.

Relative to the death of Charles E. Wantland.

WHEREAS, The members of the Legislature have learned with deep sorrow and regret of the death, on September 5, 1934, of Charles E. Wantland; and

WHEREAS, Charles E. Wantland has for many years been associated with the members of the Legislature as a legislative observer, and was esteemed by all; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the members of the Legislature of the State of California extend to the family of Charles E. Wantland their deepest sympathy in this time of bereavement; and be it further

Resolved, That this resolution be spread upon the minutes of the Senate and Assembly and that suitably engrossed copies be transmitted to the members of the family.

MOTION TO REFER.

Mr. Jones moved that Assembly Constitutional Amendment No. 1 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring Assembly Constitutional Amendment No. 1 to the Committee on Rules.

Motion carried.

Assembly Constitutional Amendment No. 1 referred to Committee on Rules.

MOTION TO REFER.

Mr. Jones moved that Assembly Bill No. 14 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring Assembly Bill No. 14 to the Committee on Rules.

Motion carried.

Assembly Bill No. 14 referred to Committee on Rules.

MOTION TO REFER.

Mr. Redwine moved that Assembly Bill No. 5 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring Assembly Bill No. 5 to the Committee on Rules.

Motion carried.

Assembly Bill No. 5 referred to Committee on Rules.

MOTION TO REFER.

Mr. Jones moved that Assembly Constitutional Amendment No. 3 be withdrawn from the file, and ordered referred to Committee on Rules.

The question being on referring Assembly Constitutional Amendment No. 3 to the Committee on Rules.

Motion carried.

Assembly Constitutional Amendment No. 3 referred to Committee on Rules.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief of hardship and destitution due to and caused by unemployment.

J. A. BEEK, Secretary of Senate.

Also:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 6—An act to amend sections 3817e and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817e2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

J. A. BEEK, Secretary of Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Martin asked for, and was granted, unanimous consent to take up Senate Bill No. 6, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NUMBER SIX.

Senate Bill No. 6—An act to amend sections 3817e and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817e2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Martin:

Resolved, That Senate Bill No. 6 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Martin moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster Evans, Feigenbaum, Field,

Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—None.

Whereupon the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Senate Bill No. 6.

SECOND READING OF SENATE BILL NUMBER SIX.

Senate Bill No. 6—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Greene, Grubbs, Hatch, Hoffman, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, Williamson, Woolwine, Wright, Zion and Mr. Speaker—68.

NOES—None.

THIRD READING OF SENATE BILL NUMBER SIX.

Senate Bill No. 6—An act to amend sections 3817c and 3817d of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 6 finally passed by the following vote:

AYES—Alter, Badham, Bliss, Bowers, Boyle, Brock, Callahan, Cassidy, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hornblower, Hunt, Jones, King, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Rogers, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—63.

NOES—Fisher, Hoffman, Knowland, Latham and Roland—5.

Title read and approved. Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Woolwine asked for, and was granted, unanimous consent to take up Assembly Bill No. 15, at this time, without reference to file and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER FIFTEEN.

Assembly Bill No. 15—An act to amend section 9 of an act entitled "An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act," approved May 28, 1929, relating to transfers of property to county by applicants for aid.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Woolwine:

Resolved, That Assembly Bill No. 15 presents a case of urgency, as that term is used in section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Woolwine moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Alter, Badham, Bliss, Callahan, Cassidy, Cobb, Cottrell, Craig, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latbam, Lyon, Maloney, McCarthy, McMurray, Meeker, Miller, Eleanor Miller, James A., O'Connor, O'Donnell, Patterson, Peterson, Rawls, Redwine, Riley, Roberts, Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Utt, West, Williamson, Woolwine, Wright and Mr. Speaker—59.
 NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of Article IV of the Constitution suspended for the purpose of considering, at this time, Assembly Bill No. 15.

SECOND READING OF ASSEMBLY BILL NUMBER FIFTEEN.

Assembly Bill No. 15—An act to amend section 9 of an act entitled "An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act," approved May 28, 1929, relating to transfers of property to county by applicants for aid.

Bill read second time.

THIRD READING OF ASSEMBLY BILL NUMBER FIFTEEN.

Assembly Bill No. 15—An act to amend section 9 of an act entitled "An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act," approved May 28, 1929, relating to transfers of property to county by applicants for aid.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 15 passed by the following vote:

AYES—Alter, Badham, Bliss, Boyle, Burns, Callahan, Cassidy, Cobb, Cottrell, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam,

King, Knowland, Latham, Lyon, Maloney, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, West, Williamson, Woolwine, Wright and Mr. Speaker—65.

NOES—Brock—1.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Concurrent Resolution No. 5—Relative to adjournment sine die—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 5?

AMENDMENT NUMBER ONE.

In line 3 of the typewritten copy of the resolution, strike out "5 p.m.", and insert in lieu thereof "12.15 a.m."

AMENDMENT NUMBER TWO.

In line 4 of the typewritten copy of the resolution, strike out "14", and insert in lieu thereof "15".

The roll was called, and Senate amendments to Assembly Concurrent Resolution No. 5 were concurred in by the following vote:

AYES—Alter, Badham, Bliss, Boyle, Brock, Burns, Callahan, Cassidy, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, Knowland, Latham, Lyon, Maloney, Martin, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Scudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—70.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 5 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 5—An act to prohibit until February 1, 1935, sales under certain mortgages and deeds of trust, and the forfeiture of the interest of the purchaser under certain contracts of purchase, for default in the payment of the principal sum of obligations secured thereby or contracted to be paid thereunder, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale or forfeiture made in violation of the act, to prescribe the time within which an action to avoid the same may be brought, to postpone sales for default in payment of installments due between effective date of act and February 1, 1935, to authorize waiver hereof, to prevent actions against guarantors' obligations the enforcement of the security for which is affected by the act, and to declare the urgency hereof.

J. A. BEEK, Secretary of Senate.

RESOLUTION.

The following resolution was offered:

By Mr. Lyon:

ASSEMBLY RESOLUTION.

WHEREAS, The revenue expected to be received under the provisions of the horse-racing legislation of this State has not materialized; and

WHEREAS, Only one new horse-racing track has been built in the past year and one-half, indicating that there may be some need for amendment of the law; and

WHEREAS, A part of the expected revenues were to be used for the support of fairs and expositions, which encourage agricultural and industrial development, and the balance of said revenues were to be appropriated for the benefit of State institutions of learning or for the relief of unemployment within the State of California; and

WHEREAS, In view of the curtailed revenues of the State, such additional revenues would contribute measurably to the funds of the State; and

WHEREAS, It appears that an investigation of the situation is necessary to learn the reasons for the failure of such revenues to materialize and to suggest necessary changes to secure such revenues; now, therefore, be it

Resolved, That a committee of three members of the Assembly be appointed by the Speaker of the Assembly, to investigate the subject of horse-racing in California and the reasons for the unsatisfactory revenues received under the present laws relating to horse-racing, and to report thereon to the next regular session of the Legislature; and be it further

Resolved, That said committee shall proceed with said investigation in such manner as may be determined by said committee, and that it is hereby authorized to hold public hearings at any place in the State of California, at which hearings the people shall have opportunity to present their views to the committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, and is hereby authorized and empowered to require the production of books, agreements, documents, and papers of every kind; to issue subpoenas and to compel the attendance of witnesses, and to procure testimony; and each of the members of said committee is hereby authorized to administer oaths, and all the provisions of Article VIII of Chapter 2, Title I, Part III, of the Political Code relative to the attendance of witnesses before the Legislature and committees thereof, shall apply to said committee.

Mr. Lyon moved the adoption of the resolution.

The question being on the adoption of the resolution.

FLOOR AMENDMENT.

During reading of the resolution, the following amendment was submitted by Mr. King:

AMENDMENT NUMBER ONE.

On page 1, line 20, of the printed resolution, strike out the word "three", and insert in lieu thereof the following: "five".

The question being on the adoption of the amendment.

Amendment adopted.

The question being on the adoption of the resolution.

Resolution adopted.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 3—Relative to the death of Charles E. Wantland.

J. A. BEEK, Secretary of Senate.

The above reported Assembly Concurrent Resolution No. 3 ordered to enrollment.

RESOLUTION.

The following resolution was offered:

By Messrs. Frazier, Nielsen, O'Donnell and West:

WHEREAS, The Legislature of the State of California did provide by an act adopted at the fiftieth session of the California Legislature for the organization and management of horticultural improvement districts, which said act was approved by the Governor of California on the fifteenth day of May, 1933, and immediately became effective; and

WHEREAS, Under and by virtue of the authorization of said act, Horticultural Development District No. 1 was duly and legally created and it thereupon applied to the Public Works Administrator for a loan for the purpose of replanting and rehabilitating citrus groves destroyed by the frost of December, 1932, which said

petition is now before the Public Works Administration at Washington and which said petition had heretofore been approved by the local Public Works Administration for California; and

WHEREAS, The money for which said applications is made, namely, \$721,357, will be used to restore more than 2,000 acres of citrus groves destroyed by an act of nature and will not only restore an industry which will be self-sustaining but relieve an acute and distressing condition brought about by a natural calamity, and is not only in strict accord with the relief measures of the Federal government but is amply secured by the lands to be restored; now, therefore, be it

Resolved, That the Assembly of the State of California hereby memorializes and petitions the President of the United States of America to bring about the granting of said application that said industry may be restored; and be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States of America.

The question being on the adoption of the resolution.

Resolution adopted.

RESOLUTION.

The following resolution was offered:

By Mr. Boyle:

WHEREAS, Cooperative associations for self-help are recent developments of great interest to the State; and

WHEREAS, Legislation in regard to such associations will very likely be required at the next regular session of the Legislature, it appearing that such associations serve or can be utilized to serve, in some degree, an important State function; and

WHEREAS, The subject will require considerable study and investigation; now, therefore, be it

Resolved by the Assembly of the State of California, That there be a committee of five members of the Assembly, to be appointed by the Speaker, to investigate the subject of cooperative associations for self-help, and to report thereon to the Assembly at the next regular session of the Legislature, with suggestions for appropriate legislation to regulate such associations in the public interest.

The question being on the adoption of the resolution.

Resolution adopted.

RESOLUTION.

The following resolution was offered:

By Messrs. Hoffman and O'Donnell:

WHEREAS, Important problems confront the State of California at this time, among them the important problem of unemployment; and,

WHEREAS, The magnitude of the problem as existing in one locality of the State may tend to draw upon the resources of other points hundreds of miles away; and,

WHEREAS, This Legislature will in January, 1935, reconvene in its fifty-first regular session to carry out the will, within constitutional limitations, of the people regarding this great problem; now, therefore, be it

Resolved by the Assembly of the State of California, That a committee of three members of the Assembly be appointed to study the practicability of dividing the State into two separate sovereignties and to consider the advisability of proposing the legislation necessary to accomplish the division; and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary and proceed with the study into the problem of so dividing the State; and be it further

Resolved, That the said committee is hereby authorized to hold public hearings at any place in the State of California at which hearings the people shall have opportunity to present their views to the committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do all things necessary to make a full and complete investigation of the matters herein referred to and is hereby authorized and empowered to require the production of books, agreements, documents and papers of every kind; to issue subpoenas and to compel the attendance of witnesses and to procure testimony. Each of the members of said committee is hereby authorized to administer oaths, and all the provisions of Article VIII of Chapter 2, Title I, Part III of the Political Code of the State, relative to the attendance and assemblage of witnesses before the Legislature and committees thereof shall apply to the committee appointed under this resolution. Said committee may sit during the sessions of the Legislature, during the recesses thereof and during the interval between sessions; and be it further

Resolved, That said committee shall report, in so far as it is able, to the fifty-first session of the Legislature when it convenes in January, 1935, setting forth its recommendations for legislation concerning the division of the State.

The question being on the adoption of the resolution.

MOTION TO LAY ON TABLE.

Mr. Williamson moved that the resolution be laid on the table.

The question being on the motion to lay the resolution on the table.
Motion carried.

RESOLUTION.

The following resolution was offered:

By Messrs. Sullivan, King and O'Connor:

WHEREAS, Both houses of the State Legislature in special session assembled, have passed the \$24,000,000 Unemployment Relief measure, which provides a bond issue for said amount, to be repaid by the overburdened taxpayers of the State of California; and,

WHEREAS, There now exists a means of repaying said bonds through the development of the natural resources of the State, viz: Namely, the development of the tide and submerged lands adjacent to the city of Huntington Beach by leasing said lands in small parcels to oil companies, for the purpose of developing the oil resources thereon, which is estimated to bring an annual income to the State of California in excess of \$6,000,000, and which revenue could be advantageously used in retiring said bond issue; now, therefore, be it

Resolved by the Assembly, That a committee of three members be appointed without appropriation by the Speaker of the Assembly to investigate and report on the advisability of legislation allowing the leasing of such tidelands in order to bring into the treasury of the State of California the revenue from such contracts which money the State of California could well use at this time; and, be it further

Resolved, That the committee proceed to organize, by the election of one of its members as chairman and by the appointment of a secretary, and that it proceed with the accomplishment of the acts authorized and required by this resolution; and, be it further

Resolved, That the committee is hereby authorized to hold hearings at any place in this State, at which hearings the people shall have an opportunity to present their views to the committee with reference to the subject of leasing said oil lands; and, be it further

Resolved, That the committee is hereby authorized to do any and all things necessary to make a full and complete investigation of the matter; to require the production of books, documents, records and papers of any kind; to issue subpoenas, to compel the attendance of witnesses, and to procure testimony. Each member of the committee is hereby authorized to administer oaths and all of the provisions of Article VII, Chapter 8, Title I, of Part III of the Political Code, relating to the attendance of witnesses before the Legislature and committees thereof shall apply to the committee appointed under this resolution and the committee shall submit its report to the Legislature of this State during the next session thereof.

The question being on the adoption of the resolution.

MOTION TO LAY ON TABLE.

Mr. Williamson moved that the resolution be laid on the table.

The question being on the motion to lay the resolution on the table.
Motion carried.

ADJOURNMENT.

At eleven o'clock and thirty minutes p.m., on motion of Mr. Robinson, C. Ray, the Speaker declared the Assembly adjourned this day until twelve o'clock and one minute a.m., Saturday, September 15, 1934.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY

ASSEMBLY CHAMBER,

SACRAMENTO, Saturday, September 15, 1934.

At twelve o'clock and one minute a.m., pursuant to adjournment, the Assembly was called to order.

Hon. F. C. Cloudsley, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Alter, Badham, Bliss, Bowers, Boyle, Brock, Burns, Callahan, Cassidy, Chatters, Cobb, Cottrell, Craig, Crist, Cronin, Crowley, Dempster, Evans, Feigenbaum, Field, Fisher, Frazier, Gilmore, Greene, Grubbs, Hallner, Hatch, Hoffman, Hornblower, Hunt, Jones, Kallam, King, Knowland, Latham, Lyon, Maloney, Martin, Mayo, McBride, McCarthy, McMurray, Meehan, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, O'Connor, O'Donnell, Patterson, Peterson, Phillips, Powers, Rawls, Redwine, Riley, Roberts, Robinson, C. Ray; Robinson, Samuel E., Rogers, Roland, Seudder, Stannard, Stream, Sullivan, Thorp, Tournoux, Turner, Utt, West, Williamson, Woolwine, Wright, Zion and Mr. Speaker—76.

Quorum present.

PRAYER.

Prayer was offered by Rabbi Norman M. Goldberg, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. West, its further reading was dispensed with.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, September 15, 1934.

MR. SPEAKER: I am directed to inform your honorable body that the Senate herewith returns to your honorable body Assembly Bill No. 15—An act to amend section 9 of an act entitled "An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act," approved May 28, 1929, relating to transfers of property to county by applicants for aid;

Also: Assembly Bill No. 16—An act relating to the relief of doctors and guarantors, and permitting postponement of foreclosures and sales under mortgages, deeds of trust, or contracts of purchase of real property, or postponement of forfeitures and terminations under such contracts of purchase, declaring the urgency thereof, and providing that it shall take effect immediately;

Said bills having been returned to the Senate by committees without recommendation immediately before adjournment sine die, and no action having been taken on same.

J. A. BEEK, Secretary of Senate.

COMMITTEE FROM THE SENATE.

Senators Snyder, Difani and Ingels appeared before the bar of the Assembly and informed the Assembly that the Senate was ready to adjourn, and asked if the Assembly had any further message to convey to the Senate.

The Speaker informed the committee from the Senate that the Assembly had concluded its labors and was about ready to adjourn, and had no further communication to make to the Senate.

MESSAGE FROM GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

MESSAGE OF GOVERNOR FRANK F. MERRIAM TO THE SENATE AND ASSEMBLY OF THE STATE OF CALIFORNIA.

September 14, 1934.

To the Members of the Senate and Assembly.

The labors of the extraordinary session of the California Legislature have been completed, and the results bespeak the active commendation and appreciative recognition of all the people of this State.

Without material change, and in a form wholly acceptable to me, you have approved a program of emergency relief presented to you in my proclamation calling you to Sacramento at this time.

By your tireless and devoted attention to the basic needs of those in distress you have rendered a service to your State which will be measured in terms of greater security and comfort for thousands of men, women and children.

Through your prompt and effective cooperation you have enabled the State administration to extend and strengthen the work of relief which the State government of California, in cooperation with the United States government, must afford.

The differences of opinion arising in connection with the drafting of the proposed \$24,000,000 relief bond issue were not important. The amended bill differs in no fundamental respect from the proposal I presented for your consideration.

However, such differences of view as did arise in this matter have enabled both the Governor and the Legislature of California to give renewed assurance to the National Relief Administration that California desires above all things to maintain a close and harmonious relationship with National relief authorities.

The State government of California is appreciative of the cooperative attitude of the National Relief Administration and will not permit any question of minor differences or disagreement on policy to interfere with a sincere spirit of good will and common purpose.

So far as I am concerned, as the administrative officer of the State government of California, the State will go more than half way at all times to meet the requirements and recommendations of the National government with respect to relief activities.

This we have done in the relief bond issue, which was requested by National Relief Administrator Hopkins and which is presented on the basis of suggestions made by him to me.

The bond relief program, however, is a California program. It is adjusted to California needs and will be carried out under the control and authority of the State government of California, acting at all times in conjunction with the National Relief Administration.

By your official actions you have likewise extended valuable and vitally needed assistance to overburdened taxpayers, to the payers of special assessments, to those unable to meet immediate demands on mortgage and trust deed obligations, and to other elements of the population.

Your action in naming a Joint Legislative Committee to Investigate the Subject of Unemployment Insurance will afford the coming Legislature an opportunity to give this problem its intelligent and effective attention.

With respect to your discussions and deliberations I am pleased to be able to commend the general absence of partisanship or efforts to gain any personal or political advantage from rendering a needed service to distressed humanity.

I further desire to compliment the able and impartial manner in which F. C. Cloudsley, Speaker of the Assembly, and Arthur H. Breed, President pro tempore of the Senate, have presided over your proceedings.

Accept my grateful thanks for your cooperation and assistance.

Cordially,

(Signed)

FRANK F. MERRIAM.

Governor of California.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 8—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Assembly Bill No. 10—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Assembly Bill No. 1—An act relating to the redemption of property sold to irrigation districts for delinquent assessments, and declaring the urgency thereof;

Also: Assembly Bill No. 4—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a commission for the acquisition of lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended;

Also: Assembly Bill No. 3—An act relating to and providing for a moratorium with respect to forfeitures of State school lands as provided for in section 3513 of the Political Code, and declaring the urgency thereof, to take effect immediately;

Also: Assembly Bill No. 12—An act in relation to relief from special assessments and in relation to financial relief therefrom, and of taxing districts, as defined in Chapter IX of the act of Congress entitled "An act to establish a uniform system of bankruptcy throughout the United States," approved July 1, 1898, as amended, validating petitions and proceedings under or in contemplation of proceedings under, said Chapter IX, and authorizing contribution by cities and counties toward the payment of such assessments, and declaring the urgency thereof, to take effect immediately;

Also: Assembly Bill No. 13—An act to postpone proceedings by the holder or owner of any bond to enforce the lien arising out of the levy of any special assessment or special assessment tax, or arising out of the issuance of any special assessment bond, levied or issued to pay the cost of the improvement or acquisition of property for public purposes, declaring the urgency thereof, and providing that it shall take effect immediately;

Also: Assembly Bill No. 7—An act to amend sections 3817c and 3817d and 3897 of the Political Code and to add to said code new sections numbered 3817b2, 3817c2, 3817f, 3817g, 3817h and 3817i, relating to taxation, including tax delinquencies, tax penalties and costs, tax redemptions and tax sales, and declaring the urgency thereof, to take effect immediately.

And reports that the same have been correctly enrolled and presented to the Governor.

PATTERSON, Chairman.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 1—Relative to the adjournment out of respect to the memory of James Rolph, Jr., late Governor of California;

Also: Assembly Concurrent Resolution No. 2—Relative to a joint legislative committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature;

Also: Assembly Concurrent Resolution No. 3—Relative to the death of Charles E. Wantland;

Also: Assembly Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions;

Also: Assembly Concurrent Resolution No. 5—Relative to adjournment sine die. And reports that the same have been correctly enrolled and presented to the Governor.

PATTERSON, Chairman.

RESOLUTION.

The following resolution was offered:

By Mr. West:

Resolved, That a committee of three be appointed by the Speaker to wait upon the Senate and inform that body that the Assembly is now ready to adjourn, and ask if the Senate has any further communication to make to the Assembly.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution, the Speaker appointed Messrs. West, Alter and Badham as such select committee.

RESOLUTION.

The following resolution was offered:

By Mr. Miller, James A.:

Resolved, That a select committee of three be appointed by the Speaker, to act with a like committee from the Senate, to wait upon His Excellency the Governor, and inform him that the two houses of the Legislature are now ready to adjourn and in readiness to receive any further communication which he may have to make.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution, the Speaker appointed Messrs. Miller, Burns and Martin as such select committee.

APPROVAL OF JOURNALS.

Mr. Robinson, C. Ray, moved that the Journals of Wednesday, September 12, 1934; Thursday, September 13, 1934; Friday September 14, 1934; Saturday, September 15, 1934, be approved as corrected by the Minute Clerk.

Motion carried.

MOTION.

Mr. Wright moved that the members of the Assembly extend to the Speaker, Hon. F. C. Cloudsley, their appreciation for the efficient way in which he presided over this, the fiftieth (extraordinary) session of the Legislature.

Motion unanimously adopted.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committee were received and read:

ON RULES.

ASSEMBLY CHAMBER, SACRAMENTO, September 14, 1934.

MR. SPEAKER: Your Committee on Rules, to which was referred Assembly Bill No. 2—An act to prohibit until January 1, 1936, sales under mortgages of personal property for default in the payment of principal sum or installments thereof of obligations secured thereby; to provide for the reinstatement of loans secured by mortgages of personal property after default; to except from its provisions personal property of perishable nature or in danger of being lost or destroyed; to extend the statute of limitations upon such obligations; and to declare the urgency thereof;

Also: Assembly Bill No. 6—An act expressing the consent of the Legislature of the State of California to the acquisition of lands in the State under the provisions of the act of Congress entitled "An act to enable any State to cooperate with any other State or States, or with the United States, for the protection of the watersheds of navigable streams and to appoint a Commission for the Acquisition of Lands for the purpose of conserving the navigability of navigable rivers," approved March 1, 1911, as amended;

Also: Assembly Bill No. 9—An act to validate bonds, including refunding bonds, of reclamation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Assembly Concurrent Resolution No. 4—Providing for the appointment of a Joint Legislative Committee to Study the Problem of Unemployment;

Also: Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article XVI thereof, a new section to be numbered 10, relating to relief for unemployment and destitution;

Also: Assembly Bill No. 11—An act to extend the time for the payment and for proceedings to enforce the payment of any principal installments of the bonds issued by certain special assessment districts;

Has had the same under consideration, and respectfully reports the same back without recommendation.

ROBINSON, C. RAY, Chairman.

Also:

MR. SPEAKER: Your Committee on Rules, to which was referred Senate Bill No. 1—An act to validate bonds, including refunding bonds, of irrigation districts and all proceedings relative thereto, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Joint Resolution No. 1—Relative to memorializing the President and Congress to provide for old age pensions;

Also: Assembly Constitutional Amendment No. 1—Proposed amendment to Article XVI of the Constitution by adding section 10 thereto, relative to relief for unemployment and destitution;

Has had the same under consideration, and respectfully reports the same back without recommendation.

ROBINSON, C. RAY, Chairman.

Also :

MR. SPEAKER: Your Committee on Rules, to which was referred Assembly Constitutional Amendment No. 3—A resolution to propose to the people of the State of California, an amendment to the Constitution of said State by adding to Article IV thereof, a new section to be numbered 37, relating to relief for unemployment and destitution :

Also : Assembly Bill No. 5—An act to prohibit until January 1, 1936, sales under certain mortgages and deeds of trust for default in the payment of the principal sum of obligations secured thereby, to extend the time to redeem from certain mortgage foreclosure sales, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale made in violation of the act, to prescribe the time within which an action to avoid such a sale may be brought, and to declare the urgency hereof ;

Also : Assembly Bill No. 14—An act to prohibit until January 1, 1936, sales under certain mortgages and deeds of trust for default in the payment of the principal sum of obligations secured thereby, to extend the time to redeem from certain mortgage foreclosure sales, to extend the statute of limitations upon such obligations, to make voidable at the instance of the owner any sale made in violation of the act, to prescribe the time within which an action to avoid such a sale may be brought, and to declare the urgency hereof.

Has had the same under consideration, and respectfully reports the same back without recommendation.

ROBINSON, C. RAY, Chairman.

REPORT OF SELECT COMMITTEE.

The committee appointed to wait upon the Senate appeared before the bar of the assembly and reported that the instructions of the Assembly had been carried out, and that the Senate had concluded its labors and was ready to adjourn.

REPORT OF SELECT COMMITTEE.

The committee appointed to wait upon the Governor reported that such had been done, and that the Governor wished this committee to convey to the Assembly his appreciation of their splendid cooperation, his compliments and best wishes.

APPOINTMENT OF COMMITTEES.

The Speaker announced the appointment of Messrs. Lyon, Hallner, Woolwine, Maloney and McMurray to serve as members of the committee relative to investigating the subject of horse-racing in California and the reasons for the unsatisfactory revenues received under the present laws relating to horse-raeing, and to report thereon to the next regular session of the Legislature, pursuant to the terms of the following Assembly resolution :

ASSEMBLY RESOLUTION.

WHEREAS, The revenue expected to be received under the provisions of the horse-racing legislation of this State has not materialized ; and

WHEREAS, Only one new horse-racing track has been built in the past year and one-half, indicating that there may be some need for amendment of the law ; and

WHEREAS, A part of the expected revenues were to be used for the support of fairs and expositions, which encourage agricultural and industrial development, and the balance of said revenues were to be appropriated for the benefit of State institutions of learning or for the relief of unemployment within the State of California ; and

WHEREAS, In view of the curtailed revenues of the State, such additional revenues would contribute measurably to the funds of the State ; and

WHEREAS, It appears that an investigation of the situation is necessary to learn the reasons for the failure of such revenues to materialize and to suggest necessary changes to secure such revenues ; now, therefore, be it

Resolved, That a committee of three members of the Assembly be appointed by the Speaker of the Assembly, to investigate the subject of horse-racing in California and the reasons for the unsatisfactory revenues received under the present laws relating to horse-racing, and to report thereon to the next regular session of the Legislature ; and be it further

Resolved, That said committee shall proceed with said investigation in such manner as may be determined by said committee, and that it is hereby authorized

to hold public hearings at any place in the State of California, at which hearings the people shall have opportunity to present their views to the committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, and is hereby authorized and empowered to require the production of books, agreements, documents, and papers of every kind; to issue subpoenas and to compel the attendance of witnesses, and to procure testimony; and each of the members of said committee is hereby authorized to administer oaths, and all the provisions of Article VIII of Chapter 2, Title I, Part III, of the Political Code relative to the attendance of witnesses before the Legislature and committees thereof, shall apply to said committee.

APPOINTMENT OF COMMITTEE.

The Speaker announced the appointment of Messrs. Boyle, Green, Knowland, Turner and McCarthy to serve as members of the committee to investigate the subject of cooperative associations for self-help, and to report thereon to the Assembly at the next regular session of the Legislature, pursuant to the terms of the following Assembly resolution:

WHEREAS, Cooperative associations for self-help are recent developments of great interest to the State; and

WHEREAS, Legislation in regard to such associations will very likely be required at the next regular session of the Legislature, it appearing that such associations serve or can be utilized to serve, in some degree, an important State function; and

WHEREAS, The subject will require considerable study and investigation; now, therefore, be it

Resolved by the Assembly of the State of California, That there be a committee of five members of the Assembly, to be appointed by the Speaker, to investigate the subject of cooperative associations for self-help, and to report thereon to the Assembly at the next regular session of the Legislature, with suggestions for appropriate legislation to regulate such associations in the public interest.

APPOINTMENT OF COMMITTEE.

The Speaker announced the appointment of Messrs. Feigenbaum, Cottrell and Jones to serve as members of the committee to study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature, pursuant to the terms of Assembly Concurrent Resolution No. 2.

ASSEMBLY CONCURRENT RESOLUTION No. 2

Relative to a Joint Legislative Committee to Study the Subject of Unemployment Insurance, and to report thereon at the next regular session of the Legislature

WHEREAS, Unemployment during the past few years has reached such proportions that it constitutes one of the gravest problems confronting the State, seriously affecting the health, morals and welfare of the people, and threatening disruptive economic and political consequences; and

WHEREAS, The burden of irregular employment now falls directly on the unemployed worker and his family, and results in an excessive drain on agencies for private charity and public relief; and

WHEREAS, Unemployment means loss of purchasing power, vitally affecting the livelihood of farmers, merchants and manufacturers by decreasing the demand for their products and services; and

WHEREAS, Such loss of purchasing power leads to further unemployment and destitution, and tends to paralyze the economic life of the State; and

WHEREAS, It is evident that a constructive solution of the problem of unemployment has become an imperative need; and

WHEREAS, Unemployment insurance appears to be a practical approach to a solution of this problem; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That there be a committee of six members, consisting of three members of the Assembly to be appointed by the Speaker thereof, and three members of the Senate, to be appointed by the President pro tempore thereof, to investigate and study the subject of unemployment insurance, and to report thereon at the next regular session of the Legislature, with recommendations and suggestions for legislation; and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary, and shall proceed with said investigation in such manner as may be determined by said committee; and be it further

Resolved, That each department, board, commission or officer of the State of California, whenever requested to do so by said committee, shall furnish to said committee such assistance as it may require; and be it further

Resolved, That said committee is hereby authorized to hold public hearings at any place in the State of California at which hearings the people shall have opportunity to present their views to the committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, and is hereby authorized and empowered to require the production of books, agreements, documents and papers of every kind; to issue subpoenas and to compel the attendance of witnesses, and to procure testimony. Each of the members of said committee is hereby authorized to administer oaths, and all the provisions of Article VIII of Chapter 2, Title I, Part III of the Political Code of the State relative to the attendance and assemblage of witnesses before the Legislature and committees thereof, shall apply to the committee appointed under this resolution; and be it further

Resolved, That the sum of \$1,000 or so much thereof as may be necessary be and the same is hereby appropriated for the purpose of defraying the expenses of said committee and said investigation, said sum to be paid equally from the contingent funds of the Senate and of the Assembly and the State Controller is hereby authorized and directed to draw his warrants in favor of the person entitled thereto for such expenditures as may be certified to him from time to time by the chairman of said committee and the State Treasurer is hereby authorized and directed to pay the same.

ADJOURNMENT SINE DIE.

At twelve o'clock and fifteen minutes a.m., on Saturday, September 15, 1934, in accordance with the provisions of Assembly Concurrent Resolution No. 5, the Honorable F. C. Cloudsley, Speaker of the Assembly, announced that the time for the final adjournment of the fiftieth (extraordinary) session of the Legislature of the State of California had arrived, and thereupon declared the Assembly adjourned sine die.

ARTHUR A. OHNIMUS,
Chief Clerk of the Assembly.

F. C. CLOUDSLEY,
Speaker of the Assembly.

LOUIS F. ERB,
Minute Clerk of the Assembly.

HARRY B. RILEY,
Speaker pro tempore of the Assembly.

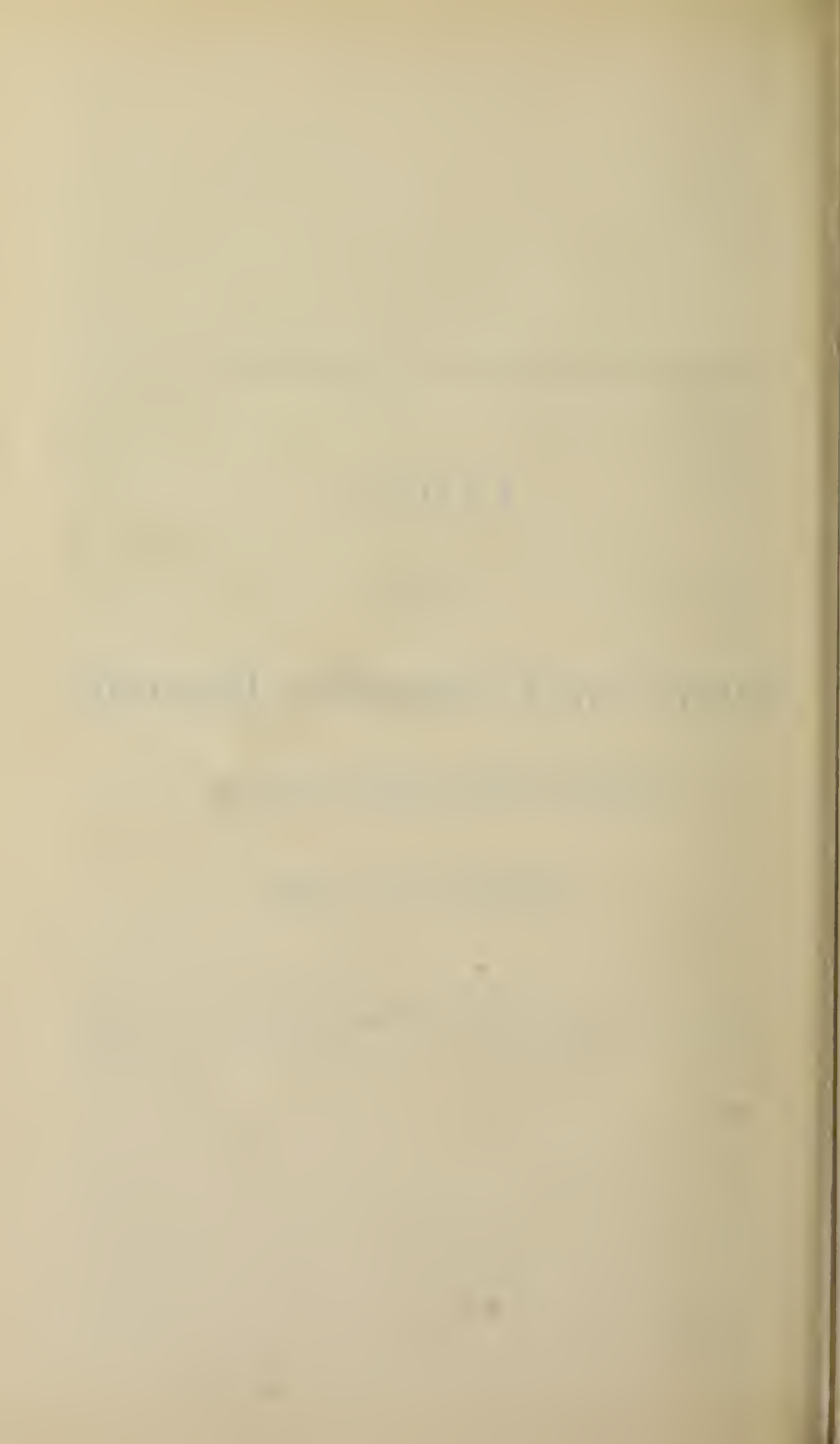
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Fiftieth (Extraordinary) Session

September 12 to 15, 1934



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